

ORDINANCE NO. 43-15

AN ORDINANCE TO AWARD THE BID FOR THE CONSTRUCTION OF IMPROVEMENTS AT CHESTER ROAD AND STATE ROUTE 611 (THE CHESTER ROAD RELOCATION PROJECT, PID NO. 94622) AND DECLARING AN EMERGENCY

WHEREAS, Council, pursuant to Resolution 1-15, passed on January 12, 2015, advertised for bids for the construction of public improvements for the Chester Road, a.k.a. the Chester Road Relocation Project PID No. 94622.

WHEREAS, The project will consist of relocating approximately 0.32 miles of Chester Road to the West to align it with the existing intersection of Recreation Lane and S.R. 611. It also includes widening on S.R. 611 from the I-90 interchange Westbound ramps to the re-aligned Chester Road/Recreation Lane intersection. Construction on Chester Road includes new asphalt pavement, sidewalks, drainage, traffic control and traffic signals. Construction of S.R. 611 includes concrete pavement widening, sidewalks, drainage, traffic control and traffic signals; and

WHEREAS, the following bids were received for the first phase of this construction as follows:

Company	Bid
Mr. Excavator	\$2,629,649.26
Mark Haynes Construction	\$2,656,525.20
Fechko Excavating	\$2,769,528.42
Sitotech	\$3,013,308.10
Fabrizi Trucking & Paving	\$3,044,975.03

WHEREAS, Service Director and the City’s Consulting Engineer recommend acceptance of the bid submitted by Mr. Excavator in the amount of Two Million, Six Hundred Twenty Nine Thousand Six Hundred Forty Nine Dollars and 26/100 Cents (\$2,629,649.26) as the lowest and best bid received.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That the bid submitted by Mr. Excavator in the amount of Two Million, Six Hundred Twenty Nine Thousand Six Hundred Forty Nine Dollars and 26/100 Cents (\$2,629,649.26) is hereby accepted as the lowest and best bid received. Funding for the project will be as set forth in the LPA Federal Local-Let Project Agreement which was attached to and incorporated in Ordinance No. 52-13 passed on April 23, 2013. The Ohio Department of Transportation (ODOT) and the Federal Highway Administration will cover Ninety Percent (90%) of the project’s total cost. The City’s portion of the payment of approximately of Three Hundred and Fifty Thousand Dollars (\$350,000.00), i.e., 10% of the total cost, shall be made from the Chester Road Relocation Fund No. 475 pursuant to the directives of the Finance Director, who is

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hereby authorized to transfer the required funds from the General Fund 101 to Fund No. 475 to meet the increased appropriations by the amount set forth in this Section. Further, the Finance Director is authorized to increase the appropriation by a reasonable amount for engineering and legal fees associated with this project.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to award the bid for the Chester Road Relocation Project, PID No. 94622 so that work can begin at the earliest possible date; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director