

ORDINANCE NO. 103-15

**AN ORDINANCE TO REJECT THE BIDS FOR
THE 2015 ASPHALT ROAD PROGRAM
AND DECLARING AN EMERGENCY**

WHEREAS, Council, pursuant to Resolution R-9-15, passed on July 13, 2015, advertised for bids to repair, re-pave, and improve certain roads/streets within the municipality during the upcoming construction season; and

WHEREAS, City officials determined that the following roads were in need of improvement or reconstruction at the following locations: Jaycox Road, approximately 400' North of Detroit Road to Chester Road, excluding the bridge over I-90; and

WHEREAS, the project was to consist of storm sewer replacement, roadside ditch enclosure, cold in-place pavement recycling, road widening, asphalt pavement resurfacing, driveway rehabilitation, pavement marking, signage, maintaining traffic, and restoration.

WHEREAS, the following bids were received:

Company	Total Bid
DiGioia-Suburban Excavating LLC	\$1,707,512.00
SiteTch, Inc.	\$1,765,037.66

WHEREAS, the Service Director and the City Engineer recommend rejection of all the bids submitted pursuant to authority set forth in R-9-15 and in the Invitation to Bid ; and

WHEREAS, Council, after reviewing their recommendations, finds that rejecting all the bids to be in the best interests of the health, safety and welfare of the citizens of Avon.

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

Section 1 - That all the bids received, i.e., those submitted by DiGioia-Suburban Excavating, LLC and SiteTech, Inc. as set forth above and pursuant to R-9-15 and the Invitation to Bid, are hereby rejected pursuant to authority set forth in Resolution R-9-15 and in the Invitation to Bid.

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

Ordinance No. 103-15 (Con't.)

Avon, the immediate emergency being the necessity to reject all bids submitted for the the repair, re-pavement, and improvement of certain roads/streets within the municipality during the upcoming construction season; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Daniel C. Urban, Council President Pro Tem

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