

ORDINANCE NO. 64-26

**AN ORDINANCE TO APPROVE A CONSTRUCTION CONTRACT
CHANGE ORDER (#1) FOR THE STATE ROUTE 83 & STATE ROUTE 254
INTERSECTION IMPROVEMENT PROJECT, PID 111283, LOR SR 0254 05.66,
AND DECLARING AN EMERGENCY**

WHEREAS, Avon City Council passed Ordinance No. 43-25 on May 27, 2025, which authorized the award of a construction contract in the amount of \$11,284,550.00 to the Karvo Companies, Inc. for the State Route 83 & State Route 254 Intersection Improvement Project, PID 111283, LOR SR 0254 05.66; and

WHEREAS, construction activities on the project began in June of 2025 and thru April of 2026 approximately \$3,855,000 in construction work has been completed; and

WHEREAS, as the construction activities on the project have progressed eleven change order items have been identified that would necessitate a change in the cost and/or the schedule to the original construction contract awarded to Karvo Companies, Inc. via Ordinance No. 43-25; and

WHEREAS, the Construction Administer for the project, K.E. McCartney, has prepared Change Order #1, attached hereto as Exhibit A, which details each of the change order items and the cumulative impact to the Karvo Companies, Inc. construction contract; and

WHEREAS, upon acceptance of the proposed Change Order the revised contract amount for the State Route 83 & State Route 254 Intersection Improvement Project would increase \$26,660.13 from \$11,284,550.00 to \$11,311,210.13 and the contract completion date would change from October 15, 2026, to September 29, 2026; and

WHEREAS, Council finds that it is in the best interest of the health, safety, and welfare of the community that the City amend the construction contract with Karvo Companies, Inc. via the approval of Change Order #1 for the State Route 83 & State Route 254 Intersection Improvement Project to increase the contract amount from \$11,284,550.00 to \$11,311,210.13 while moving the construction completion date from October 15, 2026 to September 29, 2026 as detailed on the attached [Exhibit A](#) and as directed by the City Engineer.

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

Section 1 – The City Administration is recommending the passage of Change Order #1 as detailed in Exhibit A, attached hereto and incorporated herein, to amend the contract documents for the State Route 83 & State Route 254 Intersection Improvement Project to increase the total contract amount from \$11,284,550.00 to \$11,311,210.13 while moving the construction completion date from October 15, 2026 to September 29, 2026.

Section 2 – That Council authorizes the Change Order as set forth in Section 1, and authorizes the Finance Director to reappropriate the funds required to meet the financial obligation of this Change Order #1 from the State Route 83 & State Route 254 Intersection Improvement Fund No. 415.

Section 3- That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Ordinance were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those 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 4- That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety, and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to include additional work associated with the State Route 83 & State Route 254 Intersection Improvement Project, PID 111283, LOR SR 0254 05.66 during the 2026 construction season; therefore, this resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks, Clerk of Council

POSTED: _____
Electronically and at City Hall
Provided by Council

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