

RESOLUTION NO. R-30-13

**A RESOLUTION TO ADVERTISE FOR BIDS FOR THE CONSTRUCTION
OF A NEW ELEVATED WATER STORAGE TANK AT THE
NORTHEAST CORNER OF STATE ROUTE 83 AND MILLS ROAD
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Avon continues to grow in population which brings about a need to increase the capacity of potable water for residents and businesses alike; and

WHEREAS, to address this need, the City seeks to construct a second elevated water storage tank on property it owns at the northeast corner of State Route 83 and Mills Road; and

WHEREAS, in furtherance of that end, the City contracted with CT Consultants to prepare plans and specifications for the construction of said elevated water storage tank; and

WHEREAS, pursuant to the City Charter, Planning Commission held a Public Hearing on the project on August 21, 2013; and

WHEREAS, upon conclusion of the Public Hearing, Planning Commission reviewed the plans and specifications prepared by CT Consultants and by a vote of Five (5) in favor and Zero (0) opposed, voted to recommend approval of the second elevated water storage tank at the northeast corner of State Route 83 and Mills Road; and

WHEREAS, Council, having reviewed the plans and specifications prepared by CT Consultants and taking into consideration the comments of the City Engineer, finds that moving forward with the project by advertising for bids to complete the improvement will promote the health, safety and welfare of the citizens of Avon by increasing the capacity of potable water for residents and businesses in the City of Avon.

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

Section 1 - That the Clerk of Council is hereby authorized and directed to advertise for bids for the construction of a second elevated water storage tank and the corner of State Route 83 and Mills Road pursuant to plans and specifications prepared and submitted by CT Consultants which are incorporated herein by reference and on file and open for inspection at the Office of the Clerk of Council.

Section 2 - That the City shall reserve the right to reject any and all bids.

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 Resolution 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.

Resolution R-30-13 (Con't.)

Section 4 - That this Resolution 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 advertise for bids for the construction of a second elevated water storage tank; therefore, this Resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Daniel S. Zegarac, Council President

DATE APPROVED BY THE MAYOR: _____

James A. Smith, 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