

ORDINANCE NO. 33-23

AN ORDINANCE TO AWARD A BID FOR THE CHERRY STREET, PEAR STREET, WILLO ROAD, & JENNIE STREET PAVEMENT RESURFACING PROJECT AND DECLARING AN EMERGENCY

WHEREAS, due primarily to normal wear and tear and increased traffic, it is necessary to repair, and improve portions of Cherry Street, Pear Street, Willo Road, & Jennie Street at certain locations within the municipality during the upcoming 2023 construction season; and

WHEREAS, City officials have determined that Cherry Street, Pear Street, Willo Road, & Jennie Street should be improved, where recommended by the City Engineer in conjunction with the Roadway Superintendent, each in an area beginning at Nagel Road and thence extending eastward to the improved asphalt pavement limits of each roadway, said limits being approximately 422 feet, 653 feet, 1,146 feet, and 1,143 feet in length respectively, as a singular project known as the Cherry Street, Pear Street, Willo Road, & Jennie Street Resurfacing Project; and

WHEREAS, Avon City Council passed Resolution R-4-23 on January 23, 2023, which authorized the public bid of said Cherry Street, Pear Street, Willo Road, & Jennie Street Resurfacing Project; and

WHEREAS, the public bids were opened and read aloud at noon on February 9, 2023, at the Avon City Hall and the following bids were received:

Contractor	Bid Total
Barbicas Construction Company, Inc.	\$350,718.50
Crossroads Asphalt Recycling, Inc.	\$391,083.00
Specialized Construction, Inc.	\$399,403.50
Precision Paving, Inc.	\$418,099.46
Chagrin Valley Paving, Inc.	\$445,955.00
Erie Blacktop	\$460,950.86

WHEREAS, the Engineer's Estimated cost for the project was set at \$412,057.00. As such, the bid submitted by Barbicas Construction Company, Inc. is approximately 14% below the Engineer's Estimate. A copy of the bid tabulation is attached hereto within [Exhibit "A"](#); and

WHEREAS, the City Engineer has reviewed each of the bids submitted and is recommending that the bid submitted by Barbicas Construction Company, Inc. be considered the lowest and best bid for the Cherry Street, Pear Street, Willo Road, & Jennie Street Resurfacing Project, a bid review memorandum is also attached hereto as part of Exhibit "A"; and

WHEREAS, Council finds that it is in the best interest of the health, safety, and welfare of the Community that the City go forward with the awarding of a construction contract based on the public bid submitted by the Barbicas Construction Company, Inc. for the Cherry Street, Pear Street, Willo Road, & Jennie Street Resurfacing Project, as received on February 9, 2023.

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

Section 1 – That pursuant to public bids received on February 9, 2023 at Avon City Hall for the Cherry Street, Pear Street, Willo Road, & Jennie Street Resurfacing Project, the bid submitted by Barbicas Construction Company, Inc.. in the amount of Three Hundred Fifty Thousand Seven Hundred Eighteen and 50/100 Dollars (\$350,718.50) for the Cherry Street, Pear Street, Willo Road, & Jennie Street Resurfacing Project is declared to be the lowest and best bid. The Mayor is hereby authorized to execute a construction contract with that entity. The Finance Director is hereby authorized to make payment in said amount from the 2023 Road Program Fund No. 421. In addition, the Finance Director is authorized to increase this 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 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 3 – 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 undertake and substantially complete the Cherry Street, Pear Street, Willo Road, & Jennie Street Resurfacing Project prior to the end of the 2023 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: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

Ordinance No. 33-23 (Con't)

ATTEST:

Barbara Brooks, Clerk of Council

Posted: _____
Electronically and at City Hall as
Provided by Council

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