

ORDINANCE NO. 47-23

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
AN AGREEMENT WITH HAZEN AND SAWYER TO PERFORM
WATER AND SANITARY SEWER SYSTEM
DYNAMIC RATE ANALYSIS MODELING
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Avon desires to review its water and sanitary sewer user fees to determine if they are sufficient to provide for debt service, utility operation and maintenance costs, and future capital improvements to these systems in years to come; and

WHEREAS, on February 3, 2023, a request for qualifications was issued for Water and Sanitary Sewer System Dynamic Rate Analysis Modeling to select a firm to provide the City with a consolidated financial baseline model on which to establish utility rates that can be updated by the City in the future to ensure the continued collection of sufficient utility revenues; and

WHEREAS, the City Engineer and the Administration, after conducting a thorough review of the responses received on February 28, 2023 from the professional service firms of Hazen and Sawyer and Raftelis, made a recommendation to enter into agreement with Hazen and Sawyer as the most qualified firm to provide the requested professional services; and

WHEREAS, Council, having reviewed the proposal for professional services submitted by Hazen and Sawyer, finds their proposal to be best suited to perform the water and sanitary sewer system dynamic rate analysis modeling being contemplated and considers adoption of their proposal by the Administration 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 the City is hereby authorized to enter into a contract/accept the proposal of Hazen and Sawyer for professional engineering services to perform the Water and Sanitary Sewer Dynamic Rate Analysis Modeling for the City of Avon, in substantially the form set forth in [Exhibit A](#) and incorporated herein by reference.

Section 2 - The Finance Director is hereby authorized to advance funds in the amount of Twenty-Five Thousand Seven Hundred Dollars and no cents (\$25,700.00) from the Water Fund No. 611 and Twenty-Five Thousand Seven Hundred Dollars and no cents (\$25,700.00) from the Sanitary Sewer #2 Fund No. 631 to meet the obligations incurred under the terms of this contract and to cover other costs incurred for legal and engineering services associated with this project. This Ordinance shall authorize said funds to be appropriated and encumbered by the Finance Director and paid pursuant to his directives.

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

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meeting of the Council of the City of Avon and that all deliberations of this City's Council and of 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 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 complete the Water and Sanitary Sewer System Dynamic Rate Analysis Modeling prior to the annual rate adjustments of those rates; 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, President of Council

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
As Provided by Council

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