

ORDINANCE NO. 28-24

AN ORDINANCE TO AWARD THE PUBLIC BIDS FOR THE AVON PARKS MOWING CONTRACT NO. 5 (THE AVON CITY HALL COMPLEX INCLUDING THE AREA ADJACENT TO THE MIDDLE ROAD RIGHT-OF-WAY, THE NORTH GATE COMMUNITY CENTER SITE, NORTHGATE PARK, THE OLD COLORADO RIGHT-OF-WAY AT EATON DRIVE, AND THE CRUSHER STADIUM COMPLEX INCLUDING THE RECREATION LANE ENTRANCE UP TO STATE ROUTE 611-COLORADO AVE.) FOR A THREE (3) YEAR PERIOD AND DECLARING AN EMERGENCY

WHEREAS, the Service Department desires to engage a qualified, dependable, and conscientious contractor to perform routine lawn mowing and landscape maintenance activities at various city owned/maintained public open spaces and parks throughout the community; and

WHEREAS, the Avon Street Superintendent recommends grouping the public mowing contracts into smaller, separate contracts to allow for more contractors to bid on each project and thereby achieve more competitive pricing, better quality, and more responsiveness; and

WHEREAS, the Administration has also determined that it would be more cost effective to enter into a three (3) year contract beginning with the 2024 growing season and extending through the 2026 growing season; and

WHEREAS, the Avon Parks Mowing Contract No. 5 shall consist of the Avon City Hall complex along with the adjacent Middle Road Right-Of-Way, the North Gate Community Center site, Northgate Park, the Old Colorado Right-Of-Way at Eaton Drive, and the Crusher Stadium Complex including the Recreation Lane entrance up to State Route 611-Colorado Ave.; and

WHEREAS, the public bids were opened and read aloud at noon on February 14, 2024, at Avon City Hall. The responsive bids received are as follows:

Company	Bid Amt. 2024	Bid Amt. 2025	Bid Amt. 2026	Total (3) yr. Total Price
ESK Landscaping	\$39,975.00	\$40,395.00	\$40,786.50	\$121,156.50
Brian-Kyles Construction, Inc.	\$40,200.00	\$40,200.00	\$41,406.00	\$121,806.00
Brigtview Landscaping	\$40,498.60	\$40,903.80	\$42,130.20	\$123,532.60
Moscarino Landscape & Design	\$32,250.00	\$32,250.00	\$33,427.50	\$ 97,927.50
Schill Landscaping	\$39,844.80	\$39,844.80	\$39,844.80	\$119,534.40
Yardmaster	\$95,445.08	\$95,445.08	\$95,445.08	\$286,335.24

WHEREAS, the City's estimate for the project was \$44,315.81 and the low bidder's bid was below Service Department's estimate of cost. A copy of the bid tabulation is attached hereto as [Exhibit A](#); and

WHEREAS, the Avon Service Director and Street Superintendent reviewed each of the bids submitted and recommends that the bid submitted by Moscarino Landscape & Design be considered the lowest and best bid; and

WHEREAS, Council finds that it is in the best interest of the health, safety, and welfare of the community that the City award a three (3) year mowing contract to Moscarino Landscape & Design for the Avon Parks Mowing Contract No. 5.

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 bids received on February 14, 2024 at Avon City Hall for the Avon Parks Mowing Contract No. 5 (the Avon City Hall complex along with the adjacent Middle Road Right-Of-Way, the North Gate Community Center site, Northgate Park, the Old Colorado Right-Of-Way at Eaton Drive, and the Crusher Stadium Complex including the Recreation Lane entrance up to State Route 611 (Colorado Ave.), the three (3) year bid submitted by Moscarino Landscape & Design in the amount of Ninety-Seven Thousand Nine Hundred Twenty-Seven and 50/100 Dollars (\$97,927.50) is declared to be the lowest and best bid. The Mayor is hereby authorized to execute the Avon Parks Mowing Contract No. 5 with that entity subject to future appropriations in years 2025 and 2026. The Finance Director is hereby authorized to make payment in 2024 from each of the following funds: 1) Park Operating Fund, Fund No. 250; 2) Street Department Fund, Fund No. 201; and 3) General Fund, Fund No. 101 in amounts totaling the amount set forth herein.

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 contract lawn mowing and landscape maintenance service for three years beginning at the start of the growing season in 2024 extending through the end of the 2026 growing 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

Ordinance No. 28-24 (Con't)

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