

ORDINANCE NO. 115-24

AN ORDINANCE TO AWARD A BID FOR THE REPAINTING OF THE DETROIT ROAD ELEVATED WATER TOWER LOCATED AT 35941 DETROIT ROAD AND DECLARING AN EMERGENCY

WHEREAS, the last time the City painted the 750,000 Gallon Detroit Road Elevated Water Tower located at 35941 Detroit Road was in 2004 (See, Ord. No. 56-04, passed April 12, 2004); and

WHEREAS, as part of routine inspections and best maintenance practices, the Utilities Superintendent desires to repaint the Tower in 2025; and

WHEREAS, completion of this work on the Detroit Road Elevated Water Tower will benefit the citizens of Avon and promote the health, safety, and welfare of the community; and

WHEREAS, City Council, pursuant to Resolution R-25-24, passed on October 29, 2024, authorized the public bid on said project known as the Detroit Road 750,000 Gallon Storage Tank Repainting Project; and

WHEREAS, the public bids were opened and read aloud at noon on November 21, 2024, at the Avon City Hall and the following bids were received:

Contractor	Base Bid Total
Seven Brothers Painting, Inc.	\$314,500.00
Preferred Sandblasting & Painting	\$478,400.00
Utility Service Co., Inc.	\$686,300.00

WHEREAS, the Engineer's Estimated cost for the project established by GRW Engineering, Inc. (GRW), the design engineer of record for the project, prior to the bid opening was \$405,000.00. As such, the bid submitted by Seven Brothers Painting, Inc. is approximately 22.3% less than the Engineer's Estimate. A copy of the bid tabulation is included within the attached [Exhibit A](#); and

WHEREAS, GRW has reviewed each of the bids submitted, spoke with industry references, and is recommending that the bid submitted by Seven Brothers Painting, Inc. be considered the lowest and best bid for the Detroit Road 750,000 Gallon Storage Tank Repainting Project, a bid review memorandum prepared by GRW is 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 awarding the bid for a construction contract to complete the Detroit Road 750,000 Gallon Storage Tank Repainting Project, based on the public bid received on November 21, 2024.

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 the public bids received on November 21, 2024, for the Detroit Road 750,000 Gallon Storage Tank Repainting Project, the bid submitted by Seven Brothers Painting, Inc. in the amount of **Three Hundred Fourteen Thousand Five Hundred and 00/100 Dollars (\$314,500.00)** is declared to be the lowest and best bid and the Mayor is hereby authorized to execute a construction contract with that entity. The funds having been appropriated, the Finance Director is hereby authorized to make payment in said amount. The Finance Director is further 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 award the Detroit Road 750,000 Gallon Storage Tank Repainting Project and give the contractor the maximum amount of time to complete the project as weather conditions permit; 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

ATTEST:

Barbara Brooks
Clerk of Council

Posted:

Electronically and at City Hall as
Provided by Council

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