

ORDINANCE NO. 122-24

**AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER
INTO A CONTRACT WITH LANDSCAPE STRUCTURES FOR THE
PURCHASE AND INSTALLATION OF
PLAYGROUND EQUIPMENT AND APPURTENANCES
THERE TO FOR VETERANS PARK
AND DECLARING AN EMERGENCY**

WHEREAS, the Administration (Recreation Coordinator) has determined that Veterans Park is in need of new playground equipment; and

WHEREAS, Landscape Structures (hereinafter referred to as "Landscape") is an entity that sells and assembles playground equipment in several states throughout the country to businesses and local governments; and

WHEREAS, the City's Recreation Coordinator, together with the Finance Department have determined that Landscape's pricing for the selected playground equipment and installation at Veterans Park to be fair and reasonable and recommends contracting with this company to acquire and install their product on a "state bid contract" through the Ohio Department of Administrative Services (DAS); and

WHEREAS, Council, based upon the recommendation of the Administration, finds that contracting with Landscape through DAS for the purchase and installation of the new playground equipment presents the most cost effective approach to acquiring and installing the product at Veterans Park and that doing so is in the best interest of the health, safety and welfare of the citizens of Avon in maintaining Veterans Park an attractive year-round venue for children of Avon and surrounding communities.

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

Section 1 - That Council hereby authorizes the Mayor or the Recreation Coordinator to enter into a state bid contract with Landscape Structures for the acquisition and installation of playground equipment (Exhibit C) at Veterans Park through the Ohio Department of Administrative Services (DAS). Furthermore, Council authorizes the purchase of turf from Penchura upon which the playground structure will be installed.

Section 2 - Payment is to be made for the playground equipment and installation from the appropriate fund pursuant to the directives of the Finance Director in the amount set forth in Exhibit A. In addition, payment to Penchura for the turf in the amount set forth in Exhibit B shall also be made through the appropriate fund.

Section 3 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such 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 peace, health, safety and welfare of the citizens of the City of Avon, Ohio, the immediate emergency being the necessity to enter into contracts with Landscape Structures and Penchura before the end of 2024 to avoid price increases in 2025; therefore, this Ordinance shall take effect and be in full force immediately upon its passage and approval by the Mayor

PASSED: December 9, 2024 DATE SIGNED: December 9, 2024

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR December 10, 2024

Bryan K. Jensen
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director

ATTEST:

Barbara J. Brooks
Barbara Brooks, Clerk of Council

POSTED: December 11, 2024
Electronically and at City Hall as
Provided by Council

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

I, Barbara J. Brooks, Clerk of the Council of the City of Avon, Ohio, hereby certify this document to be a true and exact copy of Ordinance No. 122-24, passed by the Council of said City on December 9, 2024.

IN WITNESS WHEREOF, I have on this 10th day of December 2024, affixed my signature and official seal.

Barbara J. Brooks
Barbara J. Brooks, Clerk of the Council
of the City of Avon, Ohio



Please make check payable to:
Landscape Structures Inc
601 7th Street S
Delano, MN 55328

Proposal

Date	Proposal #
10/29/2024	24-1701

Bill To:
City of Avon 36080 Chester Road Avon, OH 44011 United States

Ship To
City of Avon 36265 Detroit Rd Avon, Ohio 44011

Customer Contact	Customer Phone	Customer Fax	Terms	P.O. No.	Rep
Clare Harasimchuk	(440) 937-4090	(440) 937-7824	Net 30 w/ PO		JK

Item	Description	Qty	Weight	Price	Total
PlayBooster	PlayBooster Playground			71,400.00	71,400.00
Installation	Professional Certified Installation - Professional Certified Installation of Design PEN1189294-05-01. Includes complete install of this design and footers. Install Includes removal and pull back of old turf 33 x 52 area. Includes moving rubber mulch for install. Includes laying and smoothing back out existing rubber mulch again after the install is complete. Includes adding up to one Large Super Sack of Rubber mulch to replace due to relocating and then re-installing rubber mulch a second time.			29,965.00	29,965.00
Freight	Freight			3,192.00	3,192.00
Ohio State C...	Ohio State Contract Discount - Meets dicount requirments for both Material and installation			-2,036.00	-2,036.00

Proposal Good For 30 Days

Shipping Time: TBD

Ship Via: Common Carrier

Please call 24 hours prior to delivery: _____

Customer signature below constitutes a purchase order.

Subtotal \$102,521.00

Sales Tax (0.0%) \$0.00

Total \$102,521.00



Make all P.O.s, Contracts, and Checks to:

Penchura, L.L.C.
889 S. Old US 23
Brighton, MI 48114

Proposal

Date	Project #
10/29/2024	24-1701-2

Bill To
City of Avon 36080 Chester Road Avon, OH 44011 United States

Ship To
City of Avon 36265 Detroit Rd Avon, Ohio 44011

Customer Contact	Customer Phone	Customer Fax	Terms	P.O. No.	Rep
Clare Harasimchuk	(440) 937-4090	(440) 937-7824	Net 30 w/ PO		JK

Item	Description	Qty	Weight	Price	Total
Turf	Turf Main Structure area 52 x 33- This agreement includes ForeverLawn® Synthetic Grass and 1" Safety Foam Pro combined with 4" of existing chunk rubber for a max fall height of 9' including installation. This includes installation supplies (seam tape, glue, crumb rubber infill), product installation, mobilization and freight charges.			48,540.00	48,540.00
Turf	Turf under swing area- This agreement includes ForeverLawn® Synthetic Grass and 1" Safety Foam Pro combined with 4" of existing chunk rubber for a max fall height of 9' including installation. This includes installation supplies (seam tape, glue, crumb rubber infill), product installation, mobilization and freight charges. This agreement assumes rubber mulch is pulled back and reinstalled and free from dirt prior to the arrival of ForeverLawn of Ohio team.			7,977.50	7,977.50
Note	50% down is required for the turf material and install			0.00	0.00
discount	Special Discount per customer request			-1,745.00	-1,745.00

Proposal good for 30 days.

Ship Via: common carrier

Delivery contact name and number: _____

Customer signature below constitutes a purchase order.

Subtotal	\$54,772.50
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Sales Tax (0.0%)	\$0.00
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Total	\$54,772.50
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Credit Card fee of 3% on all payments using a CC.

AMX fee of 5% on all payments using AMX

889 S. Old US 23, Brighton, MI 48114

Office: (810) 229-6245 Fax: (810) 229-6256 Toll Free: (888) 778-7529

EXHIBIT C

TO ORDINANCE NO. 122-24



SL
landscape
structures

Veterans Park

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