

ORDINANCE NO. 29-25

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
INTO AN AGREEMENT WITH K.E. McCARTNEY & ASSOCIATES, INC.
TO PERFORM CONSTRUCTION ADMINISTRATION & INSPECTION
SERVICES FOR THE STATE ROUTE 254 & STATE ROUTE 83 INTERSECTION
IMPROVEMENT PROJECT (LOR 254-05.66, PID 111283)
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Avon applied for and was awarded a Safety Grant by the Ohio Department of Transportation (ODOT) to improve the State Route 254 (Detroit Road) and State Route 83 (Center Road) corridors in and around the Detroit Road and Center Road intersection, said project being known as the State Route 254 & State Route 83 Intersection Improvement Project and also as (ODOT) LOR 254 -05.66, PID 111283; and

WHEREAS, the Administration posted a Request For Qualifications (RFQs) for Construction Administration & Inspection Services via the public ODOT professional services portal and received valid responses from six qualified consultant teams; and

WHEREAS, the six RFQs were evaluated and scored by a committee which included the City Engineer, the Safety/Service Director, Asst. Superintendent of Streets, and Utility Superintendent who determined that K.E. McCartney & Associates possessed the needed ODOT pre-qualifications and was the most qualified firm based on a qualification-based selection process; and

WHEREAS, K.E. McCartney & Associates then prepared a cost proposal to provide Construction Administration & Inspection Services for the project based on the project scope, project plans, and ODOT Local Public Agency (LPA) project administration requirements, said proposal attached hereto as [Exhibit A](#), which was then reviewed by the City Engineer who found the cost proposal to be responsive to the project scope and reflecting of service rates in line with services performed for other similar ODOT related projects; and

WHEREAS, City Council has reviewed the contract for professional construction administration and inspection services submitted by K.E. McCartney & Associates, and finds it to be in the best interests of the health, safety, and welfare of the citizens of Avon in facilitating proper construction oversight services for the State Route 254 & State Route 83 Intersection Improvement Project.

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

Section 1 - That the Mayor is hereby authorized to execute a contract with K.E. McCartney & Associates, Inc. for Construction Administration & Inspection Services related to the State Route 254 & State Route 83 Intersection Improvement Project (ODOT) LOR 254 - 05.66, PID 111283, in substantially the form as set forth in the attached Exhibit A, which shall be incorporated herein and made a part of this ordinance when finalized.

Section 2 - Payment in the amount up to **Nine Hundred Twenty-Four Thousand Nine Hundred Ninety-Four Dollars and 74/100 Cents (\$924,994.74)** shall be made from the SR 83 & SR 254 Intersection Improvement Fund No. 415.

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, the immediate emergency being the necessity to meet established ODOT project milestone dates for the project; 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