

ORDINANCE NO. 33-25

**AN ORDINANCE TO APPROVE A CONSTRUCTION CONTRACT
CHANGE ORDER FOR THE SCHWARTZ ROAD WEST PAVEMENT
RESURFACING PROJECT FOR THE PERFORMANCE OF ASPHALT
RESURFACING ON TIMBERVIEW DRIVE AND KELLER DRIVE
AND DECLARING AN EMERGENCY**

WHEREAS, Avon City Council passed Ordinance No. 15-25 on February 24, 2025, which authorized the award of a construction contract in the amount of Six Hundred Seventy-Eight Thousand One Hundred Thirty Dollars and 50/100 Cents (\$678,130.50) to the Specialized Construction, Inc. for the Schwartz Road West Resurfacing Project; and

WHEREAS, due primarily to normal wear and tear, the Avon Service Department has deemed it necessary to plane, repair, and resurface the asphalt pavement along Timberview Drive and Keller Drive, during the 2025 construction season; and

WHEREAS, the Avon Service Department has consulted with Specialized Construction, Inc. and verified that said company is willing to undertake the Timberview Drive and Keller Drive asphalt resurfacing work under the same contract specifications and at the same unit prices as is part of its current contract for the Schwartz Road West Resurfacing project; and

WHEREAS, the City Engineer has formulated an estimate of additional cost, based on the previously established contract unit rates, to perform the additional work on Timberview Drive and Keller Drive which totals an estimated One Hundred Sixty-Nine Thousand One Hundred Forty-Four Dollars and 00/100 Cents (\$169,144.00), as shown on the attached Exhibit A; and

WHEREAS, the revised contract amount for the Schwartz Road West Asphalt Resurfacing Project would increase from Six Hundred Seventy-Eight Thousand One Hundred Thirty Dollars and 50/100 Cents (\$678,130.50) to Eight Hundred Forty-Seven Thousand Two Hundred Seventy-Four Dollars and 50/100 Cents (\$847,274.50); and

WHEREAS, Council finds that it is in the best interest of the health, safety, and welfare of the Community that the City amend the construction contract with Specialized Construction, Inc. and approve a Change Order for the Schwartz Road West Resurfacing Project increasing the contract amount from Six Hundred Seventy-Eight Thousand One Hundred Thirty Dollars and 50/100 Cents (\$678,130.50) to Eight Hundred Forty-Seven Thousand Two Hundred Seventy-Four Dollars and 50/100 Cents (\$847,274.50) by including the planing, repairing, and asphalt resurfacing of Timberview Drive and Keller Drive as detailed on the attached Exhibit A and as directed by the City Engineer.

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

Section 1 – That Council hereby authorizes a Change Order to the construction contract with Specialized Construction, Inc. for the Schwartz Road West Resurfacing Project to increase the total contract amount from Six Hundred Seventy-Eight Thousand One Hundred Thirty Dollars and 50/100 Cents (\$678,130.50) to Eight Hundred Forty-Seven Thousand Two Hundred

Seventy-Four Dollars and 50/100 Cents (\$847,274.50) based on unit prices as established in the public bid submitted by the same. The Finance Director is hereby authorized to reappropriate the funds required to meet the financial obligation of this Change Order. (See Ordinance No. 61-23)

Section 2 – The Change Order authorized herein will amend the contract documents to include Timberview Drive and Keller Drive as detailed on the attached Exhibit A, incorporated herein by this reference, and as directed by the City Engineer.

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 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 4- 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 include additional work associated with certain areas of Timberview Drive and Keller Drive to the Schwartz Road Resurfacing West Project during the 2025 construction season; therefore, this resolution shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: April 21, 2025 DATE SIGNED: April 21, 2025

By: Brian Fischer
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: April 22, 2025

Bryan K. Jensen
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior
John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Barbara Brooks, Clerk of Council

POSTED: April 23, 2025
Electronically and at City Hall
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. 33-25, passed by the Council of said City on April 21, 2025.

IN WITNESS WHEREOF, I have on this 22nd day of April 2025, affixed my signature and official seal.


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

Quote for Timberview & Keller Dr. Resurfacing

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Specialized Construction Inc.
 711 Harvard Ave.
 Cuyahoga Heights, OH 44105

Phone: (216) 271-3363
 Fax: (216) 271-5310

Bond: Not Included
 Sales Tax: Not Included
 Bid Date:

Quote To:
 Estimating

Phone:
 Fax:
 Email:

Quote is valid for 30 days.

Item	Description	Quantity	Unit	Unit Price	Extension
1	Partial Depth Pavement Repair, Type 1	500.000	SY	35.000	17,500.00
2	2" Pavement Planing	7,280.000	SY	3.000	21,840.00
3	Single Chip Seal Type A	7,280.000	SY	2.000	14,560.00
4	1.25" Surface Course T1 (448)	253.000	CY	260.000	65,780.00
5	0.75" Intermediate Course T1 (448) PG64-22	152.000	CY	250.000	38,000.00
6	Asphalt Surface Treatment	7,280.000	SY	1.300	9,464.00
7	Monument Box Adj to Grade	4.000	EA	500.000	2,000.00
				Total Quote: \$	169,144.00

Inclusions/Exclusions:

- Timberview Dr: 2,100 SY
- Keller Dr: 5,180 SY
- Total: 7,280 SY

- All Items Compliant with the Avon Schwartz Rd. Resurfacing project.
- Pavement Planing unit price will hold until April 22nd with authorization from the city. If not unit price will revert to the Schwartz Rd. Resurfacing project of \$4 SY.

- Specialized Construction is an ODOT DBE Certified Union contractor.