

ORDINANCE NO. 44-25

**AN ORDINANCE TO AWARD A BID FOR THE
SHAKESPEARE LANE WATER MAIN REPLACEMENT
AND DECLARING AN EMERGENCY**

WHEREAS, due to numerous water main breaks and repairs completed for the existing 4-inch water main along Shakespeare Lane in the vicinity of Devonshire & Stratford Meadows Village, it is necessary for the city to replace approximately 320 feet of the existing 4-inch water main with 6-inch water main along Shakespeare Lane within the municipality during the current construction season; and

WHEREAS, the 6-inch water main installation shall include the reconnection of fire hydrants, water service connections, replacement of asphalt roadway disturbed during construction, and the abandonment of the existing 4-inch water main; and

WHEREAS, Avon City Council passed Resolution R-11-25 on March 24, 2025, which authorized the public bid of said Shakespeare Lane Water Main Replacement Project; and

WHEREAS, a single public bid received was opened and read aloud at noon on May 15, 2025, at Avon City Hall:

Contractor	Bid Total
K.M.U. Trucking & Excavating, LLC	\$ 164,252.00

WHEREAS, the Engineer's Estimated cost for the project was set at \$150,000.00. As such, the bid by K.M.U. Trucking & Excavating, LLC is approximately 9.5% above the Engineer's Estimate. A copy of the bid tabulation is attached hereto within [Exhibit "A"](#); and

WHEREAS, the City Engineer has reviewed the bid submitted and is recommending that the bid received from K.M.U. Trucking & Excavating, LLC be considered the lowest and best bid for the project due to the long history of K.M.U. Trucking & Excavating, LLC. successfully undertaking and completing public and private infrastructure projects within the City; and

WHEREAS, City 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 construction contract based on the public bid submitted by KMU and received on May 15, 2025.

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

Section 1 - That pursuant to public bids received on May 15, 2025, at Avon City Hall for the Shakespeare Lane Water Main Replacement Project, the bid submitted by K.M.U. Trucking & Excavating, LLC in the amount of One Hundred Sixty-Four Thousand Two Hundred Fifty Two and 00/100 Dollars (\$164,252.00) is declared to be the lowest and best bid. The Mayor is hereby authorized to execute a construction contract with that entity. The Finance Director is hereby authorized to make pavement in said amount from the Capital Improvements Water Fund No. 303.

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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 undertake and substantially complete the Shakespeare Lane Water Main Replacement Project prior to the end of the 2025 construction 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

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