

ORDINANCE NO. 24-26

AN ORDINANCE TO APPROVE A MOWING CONTRACT CHANGE ORDER FOR THE CITY OF AVON PARKS DEPARTMENT - MOWING CONTRACT NO. 1 TO INCLUDE MAINTENANCE OF ADDITIONAL CITY OWNED PROPERTY AND DECLARING AN EMERGENCY

WHEREAS, Ordinance No. 24-24, passed on March 11, 2024, awarded a three (3) year mowing contract to Moscarino Landscape & Design in the amount of Sixty-One Thousand Eight Hundred Ninety-Two and 00/100 Dollars (\$61,892.00) for weekly lawn mowing and landscape maintenance at the following locations: The Board of Education Soccer Field Complex, Aquatic Facility grounds, Fire Station site, Police Station site, and the Avon Post Office; and

WHEREAS, since the passage of Ordinance No. 24-24 in March of 2024, the City has acquired additional properties which will require weekly lawn mowing and landscape maintenance under Mowing Contract No. 1; and

WHEREAS, the additional properties are the new City Hall location at 36600 Detroit Road, The Jameson House located at 36675 Detroit Road, and Nagel/Avon Right-of-Way as depicted on the attached [Exhibit A](#); and

WHEREAS, the additional unit price solicited for weekly lawn mowing and landscape maintenance was reviewed and approved by the Safety Director as being a reasonable unit price in line with current market conditions for similar work; and

WHEREAS, Mowing Contract No. 1 will require a Change Order to modify the current contract with Moscarino from the original amount of Sixty-One Thousand Eight Hundred Ninety-Two and 00/100 Dollars (\$61,892.00) to the new amount of Seventy-Two Thousand Five Hundred Ninety-Two and 00/100 Dollars (\$72,592.00), an increase of Ten Thousand Seven Hundred and 00/100 Dollars (\$10,700.00); 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 approving this project Change Order to Mowing Contract No. 1 with Moscarino for weekly lawn mowing and landscape maintenance at the above locations at Seventy-Two Thousand Five Hundred Ninety-Two and 00/100 Dollars (\$72,592.00).

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

Section 1 - That a project Change Order in the amount of Ten Thousand Seven Hundred and 00/100 Dollars (\$10,700.00), which increases the price of Mowing Contract No. 1 with Moscarino Landscape & Design from Sixty-One Thousand Eight Hundred Ninety-Two and 00/100 Dollars (\$61,892.00) to Seventy-Two Thousand Five Hundred Ninety-Two and 00/100 Dollars (\$72,592.00), is hereby approved.

Section 2 - That Finance Director is hereby authorized to appropriate the funds required to meet the financial obligation of this Change Order from the appropriate fund.

Ordinance No. 24-26 (Con't)

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 Resolution 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 approve a Change Order to Mowing Contract No. 1 to cover additional properties and do so prior to the start of the 2026 growing 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