

ORDINANCE NO. 14-14

**AN ORDINANCE TO AWARD THE BID FOR THE CONSTRUCTION
OF A NEW ELEVATED WATER STORAGE TANK AT THE
NORTHEAST CORNER OF STATE ROUTE 83 AND MILLS ROAD
AND DECLARING AN EMERGENCY**

WHEREAS, Council, pursuant to Resolution 30-13, passed on October 28, 2013, advertised for bids for the installation of a new water storage tank at the Northeast Corner of State Route 83 and Mills Road; and

WHEREAS, the following bids were received on the Composite Tank:

Company	Base Bid	Alternate 1	Total Cost
CB&I, Inc.	\$6,921,000.00	\$116,600.00	\$7,037,600.00
Caldwell Tanks	\$8,531,000.00	\$135,025.00	\$8,666,025.00
Landmark Structures	\$7,474,000.00	\$170,000.00	\$7,644,000.00

WHEREAS, Superintendent of Utilities, CT Consultants, and the City Engineer have elected to perform the base bid and alternates for the Composite Tank and recommend acceptance of the bid submitted by CB&I, Inc. in the amount of Seven Million, Thirty Seven Thousand Six Hundred Dollars and 00/100 Cents (\$7,037,600.00) as the lowest and best bid received.

WHEREAS, the Service and Finance Committees of Council and Council as a whole reviewed the bids and the recommendations, finds awarding the bid to CB&I without further delay to be in the best interests of the health, safety and welfare of the citizens of Avon.

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

Section 1 - That the bid submitted by CB&I, Inc. in the amount of Seven Million, Thirty Seven Thousand Six Hundred Dollars and 00/100 Cents (\$7,037,600.00) is hereby accepted as the lowest and best bid received. Said amount shall be raised from the sale of notes being authorized by Ordinance No. 12-14 and passed on January 21, 2014, a portion of the proceeds of which will be deposited directly into the Mills Road Water Tower Fund No. 440 to cover the obligations incurred herein and payment shall be made from said Fund pursuant to directives of the Finance Director. Furthermore, the Finance Director is authorized to increase the appropriation by a reasonable amount for engineering and legal fees associated with this project.

Section 2 - 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

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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 3 - 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 award the bid for the construction of a new water storage tank at the Northeast Corner of State Route 83 and Mills Road; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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