

ORDINANCE NO. 126-14

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
AN AGREEMENT WITH R.E. WARNER & ASSOCIATES
TO PERFORM ENGINEERING DESIGN SERVICES FOR JAYCOX ROAD
IMPROVEMENTS (2015 & 2016 ROAD PROGRAMS)
AND DECLARING AN EMERGENCY**

WHEREAS, due to the significant amount of wear and tear brought on by increases in traffic on Jaycox Road over the past few years as a result of the closure of Nagel Road for the I-90 Interchange construction, the improvements to the Schwartz-Nagel intersection, the resurfacing of Nagel Road and other factors, the City of Avon is moving forward with the Jaycox Road Improvement Project, Phases 1 & 2 as part of the 2015 and 2016 Road Programs; and

WHEREAS, the Administration has requested qualifications from various design professionals seeking to perform the engineering and surveying tasks associated with the project; and

WHEREAS, the scope of work will extend along Jaycox Road from Schwartz Road to the I-90 overpass a distance of approximately 9,200 feet and will be designed and constructed in two phases: Phase 1 will run from the I-90 overpass south to just north of Detroit Road, and Phase 2 will run from just south of Detroit Road to Schwartz Road; and

WHEREAS, in addition, the project includes two design alternates, viz., improvement of the vertical alignment of the profile of Jaycox Road immediately north of Detroit Road and additional left-turn lane storage on Detroit Road; and

WHEREAS, after conducting a thorough review of all the qualifications of the various design professionals, the Administration is prepared to move forward with R.E. Warner & Associates; and

WHEREAS, Council, having reviewed the proposal submitted by R.E. Warner & Associates, finds it to be best suited for the above-described project and in the best interests of the health, safety and welfare of the citizens of Avon to award same without delay.

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

Section 1 - That the City is hereby authorized to enter into an Agreement with R.E. Warner & Associates for professional engineering services which includes the oversight of design and construction of Jaycox Road improvements as part of the 2015 and 2016 Road Programs, a copy of which is set forth in Exhibit A and incorporated herein by reference.

Section 2 - The Finance Director is hereby authorized to transfer funds in the amount of Ninety Six Thousand and 00/100 (\$96,000.00) from the General Fund 101 to the Jaycox Road Improvement Fund, Fund No. 425 to cover the obligations incurred herein and payment shall be

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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 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 proceed with the engineering phase of the Jaycox Road improvements as soon as possible by hiring R.E. Warner & Associates; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig Witherspoon, President of Council

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