

ORDINANCE NO. 150-14

AN ORDINANCE TO AWARD THE BID FOR THE CONSTRUCTION OF THE POOL COMPLEX TO BE INSTALLED AT AVON MUNICIPAL AQUATIC FACILITY AND DECLARING AN EMERGENCY

WHEREAS, Council, pursuant to Resolution 17-14, passed on September 22, 2014, advertised for bids for the development and construction of the pool complex; and

WHEREAS, the bids received on October 30, 2014 were rejected by the Administration, the City's Engineer, and its consulting architect, Sixmo, Inc.; and

WHEREAS, Council, pursuant to Resolution 21-14, passed on November 5, 2014, re-advertised for bids for the construction of the pool complex to be located at the Municipal Aquatic complex; and

WHEREAS, the bids received for construction of the pool complex are attached hereto and marked as Exhibit "A"; and

WHEREAS, the Administration, the City Engineer and its consulting architect Sixmo Inc., have elected to perform the base bid for the construction of the pool complex and recommends (Exhibit A) acceptance of the combination bid submitted by Astro Pools and Seitz Builders in the amount of Four Million, Five Hundred Seventy-Four Thousand, Six Hundred Dollars and 00/100 Cents (\$4,574,600.00) as the lowest and best bid received.

WHEREAS, Council as a whole reviewed the bids and the recommendations and finds awarding the combination bid to Astro Pools and Seitz Builders 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 combination bid submitted by Astro Pools and Seitz Builders in the amount of Four Million, Five Hundred Seventy-Four Thousand, Six Hundred Dollars and 00/100 Cents (\$4,574,600.00) is hereby accepted as the lowest and best bid received. The project shall proceed pursuant to plans and specifications approved by Planning Commission and prepared by Sixmo, Inc.. Said amount shall be raised from the sale of notes being authorized by Ordinance No. 98-14 and passed on August 4, 2014, a portion of the proceeds of which will be deposited directly into the Municipal Swimming Pool Fund No. 418 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 construction of the pool complex to be located behind the Post Office, Police and Fire Station complex (The Avon Aquatic Facility) so that the City can complete the project in a cost efficient and timely manner; 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, 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