

ORDINANCE NO. 100-13

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
AN AGREEMENT WITH ZWICK ASSOCIATES, INC. TO PERFORM
ENGINEERING SERVICES FOR THE INSTALLATION OF
A 16 INCH WATER TRANSMISSION LINE
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Avon desires to move forward with the installation of a 16 inch water transmission line to connect the Avon Lake ETL (Eastern Transmission Line) on the westside of Avon (Case Road) to the City's new water storage tank on Mills Road at State Route 83; and

WHEREAS, completion of this water transmission line will enable the water storage tank to remain at full capacity and provide a second source of water to replenish the tank; and

WHEREAS, the Administration, pursuant to its City Charter, has requested qualifications from various design professionals for the purpose of engineering the installation of this 16 inch water transmission line; and

WHEREAS, after conducting a thorough review of all the qualifications of the various design professionals, the Administration is prepared to move forward with Zwick Associates Engineering for the purposes of designing and overseeing construction of said project; and

WHEREAS, Council, having reviewed the proposal for professional services submitted by Zwick Associates, Inc. finds their proposal to be best suited to the installation of a 16 inch water transmission line on Mills Road and considers adoption of said proposal by the Administration 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 City is hereby authorized to enter into a contact/accept the proposal of Zwick Associates, Inc. for professional engineering services to oversee the design and installation of a 16 inch water transmission from Case Road to the new water storage tank on Mills Road at State Route 83, a copy of which is set forth in Exhibit A and incorporated herein by reference.

Section 2 - The Finance Director is hereby authorized to advance funds in the amount of One Hundred Thousand Dollars (\$100,000.00) from the Capital Improvements Water Fund No. 303 to the Mills Road Watermain Transmission Line Fund No. 413 to meet the obligations incurred under the terms of this contract and to cover other costs incurred for engineering and legal services associated with this project. This Ordinance shall authorize said funds to be appropriated and encumbered by the Finance Director and paid pursuant to his directives.

Ordinance No. 100-13 (Con't.)

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 installation of a 16 inch water transmission line on Mills Road with the hiring of Zwick Associates, Inc. to perform engineering design services for this project; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Daniel S. Zegarac, President of Council

DATE APPROVED BY THE MAYOR: _____

James A. Smith, 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