

ORDINANCE NO. 136-13

**AN ORDINANCE TO AWARD THE BID FOR THE
NAGEL ROAD 12" WATERLINE EXTENSION
AND DECLARING AN EMERGENCY**

WHEREAS, Council, pursuant to Resolution 29-13, passed on October 28, 2013, advertised for bids for the installation of a new waterline on Nagel Road; and

WHEREAS, the following bids were received:

Company	Base Bid	Alternate 1
Dirt Dawg Excavating, LLC	\$348,468.00	\$11,600.00
Elite Excavating Company of Ohio, Inc.	\$392,610.00	\$8,000.00
KMU Trucking & Excavating	\$399,186.10	\$15,950.00
DiGioia-Suburban Excavating, LLC	\$403,350.00	\$19,000.00
Buckeye Excavating & Construction Inc.	\$417,544.00	\$15,250.00
Eclipse Co., LLC	\$422,446.00	\$17,634.75
Mr. Excavator, Inc.	\$425,882.83	\$10,338.00
Fabrizi Trucking & Paving Co., Inc.	\$427,977.00	\$ --
Karvo Paving Company	\$438,512.40	\$14,575.00

WHEREAS, Service Director, Polaris Engineering and the City Engineer have elected to perform the base bid and recommend acceptance of the bid submitted by Dirt Dawg Excavating, LLC in the amount of Three Hundred Forty-Eight Thousand Four Hundred Sixty-Eight Dollars and 10/100 Cents (\$348,468.00) as the lowest and best bid received.

WHEREAS, Council, having reviewed the bids and the recommendations, finds awarding the bid without 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 Dirt Dawg Excavating, LLC in the amount of Three Hundred Forty-Eight Thousand Four Hundred Sixty-Eight Dollars and 10/100 Cents (\$348,468.00) is hereby accepted as the lowest and best bid received. Said amount shall be transferred from the Capital Improvements-Water Fund No. 303 to the Nagel Road Watermain Extension Fund No. 423. Payment in the amount of Three Hundred Forty-Eight Thousand Four Hundred Sixty-Eight Dollars and 10/100 Cents (\$348,468.00) shall be made from the Nagel

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Road Watermain Extension Fund No. 423 pursuant to directives of the Finance Director. Further, 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 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 installation of a new waterline on Nagel Road; 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, Council President

DATE APPROVED BY THE MAYOR: _____

William Logan, Acting 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