RESOLUTION NO. R-21-13

A RESOLUTION TO RE-ADVERTISE FOR BIDS FOR THE SCHWARTZ AND NAGEL ROAD INTERSECTION IMPROVEMENTS AND DECLARING AN EMERGENCY

WHEREAS, Council, pursuant to Resolution 16-13, passed on April 22, 2013, advertised for bids for the installation and construction of public improvements at the intersection of Schwartz and Nagel roads; and

WHEREAS, pursuant to Ohio Revised Code §153.12 , the City Engineer rejected the bids; and

WHEREAS, Council, in an effort to complete the improvements for this intersection in the earliest possible time-frame, deems it to be in the best interests of the safety, health and welfare of the Community, to re-advertise for bids to complete the Schwartz and Nagel road intersection improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN AND STATE OF OHIO:

Section 1 - That the Clerk of Council is hereby authorized and directed to re-advertise for bids for the installation and construction of public improvements at the intersection of Schwartz and Nagel roads, pursuant to the revised plans and specifications prepared by Polaris Engineering and which are on file and open for inspection in the Office of the Clerk of Council.

Section 2 - That the City shall reserve the right to reject any and all bids.

Section 3 - That it is found and determined that all formal actions of the Council of the City of Avon concerning and relating to the adoption of this Resolution were taken in an open meeting of the Council of the City of Avon and that all deliberations of this City's Council and any of its committees that resulted in those 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 Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to re-advertise for bids for the construction of intersection improvements at Schwartz and Nagel roads to complete the project in a timely fashion; therefore, this Resolution 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