

RESOLUTION NO. R-28-13

**A RESOLUTION TO ADVERTISE FOR BIDS FOR
THE DESIGN AND CONSTRUCTION OF A NEW BRIDGE AND
APPURTENANCES THERETO OVER FRENCH CREEK AT THE INTERSECTION
OF RIEGELSBERGER ROAD AND JAYCOX ROADS
AND DECLARING AN EMERGENCY**

WHEREAS, the need for a safe and secure motor vehicle and pedestrian crossing over French Creek at Riegelsberger and Jaycox roads is necessary to facilitate east-west transportation within the City, particularly, for the general safety of the traveling public, for the many residents and school buses that need to cross French Creek at that location and for neighborhood access to City and County parks; and

WHEREAS, the City, to address this need, contracted with E. L. Robinson Engineering to prepare plans and specifications for the design and construction of a new bridge and appurtenances thereto at said intersection; and

WHEREAS, pursuant to the City Charter, Planning Commission held a Public Hearing on the project on September 18, 2013; and

WHEREAS, upon conclusion of the Public Hearing, Planning Commission reviewed the plans and specifications prepared by E. L. Robinson and by a vote of Five (5) in favor and Zero (0) opposed, voted to recommend approval of the bridge project to City Council; and

WHEREAS, Council, having reviewed the plans and specifications prepared by E. L. Robinson and taking into consideration the comments of the City Engineer, finds that moving forward with the project by advertising for bids to complete the improvement will promote the health, safety and welfare of the citizens of Avon by making the movement of pedestrian and vehicular traffic in the City safer and more efficient.

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 advertise for bids for designing and building of a new bridge and appurtenances thereto over Riegelsberger Road pursuant to plans and specifications submitted by E.L. Robinson Engineering which are incorporated herein by reference and on file and open for inspection at 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.

Resolution No. R-28-13 (Con't.)

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 advertise for bids to design and construct a new bridge over Riegelsberger Road and all appurtenances thereto at the earliest date practicable; 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, Council President

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