

**ORDINANCE NO. 11-17**

**AN ORDINANCE TO AWARD THE BID FOR THE CANDLEWOOD  
DRIVE & WISTERIA WAY PAVEMENT RESURFACING  
PROJECT WITH ALL APPURTENANCES, THERETO  
AND DECLARING AN EMERGENCY**

**WHEREAS**, due to normal wear and tear as well as increased traffic, it is necessary for the City to repair, re-pave, widen and improve certain roads/streets within the municipality during the current construction season; and

**WHEREAS**, City officials have determined that the following roadways will be improved and/or reconstructed at the following location: Candlewood Drive, between Sandalwood Drive and Carleen Avenue along with approximately two hundred feet of Carleen Avenue at the intersection; Wisteria Way, between State Route 254 (Detroit Road) and Lilac Lane;

**WHEREAS**, Avon City Council passed Resolution R-2-17 on January 23, 2017 to advertise for public bids for the Candlewood Drive & Wisteria Way Pavement Resurfacing Project; and

**WHEREAS**, said project shall consist of overtopping the existing concrete surface with an asphalt pavement via the grinding of the existing concrete surface, placement of a fiberglass paving mat and gravel chip seal layer and then overtopping with two courses of asphalt concrete pavements. Pavement and catch basin repairs will also be performed at intermittent locations along with reinstallation of impacted pavement markings, maintenance of traffic, and associated restoration as detailed in plans and specifications prepared by the City Engineer and Chagrin Valley Engineering, Ltd.; and

**WHEREAS**, the public bids were opened and read aloud at noon on February 16, 2017 at Avon City Hall for the Candlewood Drive & Wisteria Way Pavement Resurfacing Project. The bids received are as follows:

| Company                            | Bid          |
|------------------------------------|--------------|
| Crossroads Asphalt Recycling, Inc. | \$310,664.80 |
| Carron Asphalt Paving, Inc.        | \$325,697.75 |
| Kokosing Construction Co., Inc.    | \$327,633.05 |
| Chagrin Valley Paving, Inc.        | \$327,889.20 |
| Precision Paving, Inc.             | \$339,943.75 |
| Karvo Companies, Inc.              | \$343,139.05 |
| Barbicas Paving, Inc.              | \$343,507.05 |
| Burton Scot Contractors, Inc.      | \$392,439.05 |

**WHEREAS**, the Engineer's Estimate for the project was \$316,035.00. As such the bid submitted by Crossroads Asphalt Recycling, Inc. is 1.7% below the Engineer's Estimate. A copy of the bid tabulation is attached hereto as Exhibit A.

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**WHEREAS**, the City Engineer has reviewed each of the bids submitted and is recommending that the bid submitted by Crossroads Asphalt Recycling, Inc. be considered the lowest and best bid submitted for the Candlewood Drive & Wisteria Way Pavement Resurfacing Project.

**WHEREAS**, Council finds that it is in the best interest of the health, safety and welfare of the Community that the City of Avon go forward with awarding a construction contract to complete the Candlewood Drive & Wisteria Way Pavement Resurfacing Project as referenced above.

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

Section 1 – That pursuant to bids received on February 16, 2017 for the Candlewood Drive & Wisteria Way Pavement Resurfacing Project, the bid submitted by Crossroads Asphalt Recycling, Inc. in the amount of Three Hundred Ten Thousand, Six Hundred Sixty Four Dollars and 80/100 Cents (\$310,664.80) is declared to be the lowest and best bid and the Mayor is hereby authorized to execute a construction contract with that entity. The Finance Director is hereby authorized to transfer sufficient funds from the General Fund No. 101 and from the Capital Improvement Fund No. 401 into the 2017 Road Program Fund No. 405. The Finance Director is further authorized to make payment from the 2017 Road Program Fund No. 405 pursuant to said contract in the amount of Three Hundred Ten Thousand, Six Hundred Sixty Four Dollars and 80/100 Cents (\$310,664.80). In addition, the Finance Director is authorized to increase this 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 the Council of the City of Avon concerning and relating to the adoption of this Ordinance 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 3- That this Ordinance 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 undertake and substantially complete the Candlewood Drive & Wisteria Way Pavement Resurfacing Project prior to the end of the 2017 construction season; therefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: \_\_\_\_\_ DATE SIGNED: \_\_\_\_\_

By: \_\_\_\_\_  
Craig L. Witherspoon, Council President

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DATE APPROVED BY THE MAYOR: \_\_\_\_\_

\_\_\_\_\_  
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
John A. Gasior, Law Director

ATTEST:

\_\_\_\_\_  
Barbara Brooks  
Clerk of Council

Posted: \_\_\_\_\_  
In Five Places as  
Provided by Council

Prepared By:  
John A. Gasior, Esq.  
Law Director