

ORDINANCE NO. 46-18

**AN ORDINANCE TO AWARD THE BID FOR THE
2018 PAVEMENT MARKING PROGRAM
AND DECLARING AN EMERGENCY**

WHEREAS, due to normal wear and tear, as well as increased traffic, it is necessary for the City to re-apply pavement markings on certain roads/streets within the municipality during the current construction season; and

WHEREAS, City officials have determined that the pavement markings on certain portions of the following roads will be re-applied: Avon Road, Case Road, Center Road, Chester Road, Colorado Avenue, Detroit Road, French Creek Road, Jaycox Road, Just Imagine Drive, Kinzel Road, Long Road, Main Street/Middle Road, Miller Road, Mills Road, Moon Road, Moore Road, Nagel Road, Recreation Lane, Riegelsberger Road, Schwartz Road and Stoney Ridge Road; These improvements shall be made pursuant to plans and specifications developed by the City Engineer and Chagrin Valley Engineering, Ltd. which shall be on file and open for inspection at the Office of the Clerk of Council and incorporated herein by reference; and

WHEREAS, Avon City Council passed Resolution No. R-18-18, on April 23, 2018 to advertise for bids for the re-application of pavement markings on certain public streets within the City of Avon, known as the 2018 Pavement Marking Program; and

WHEREAS, the public bids were opened and read aloud at noon on May 17, 2018 at Avon City Hall. The bids received for the 2018 Pavement Marking Program are as follows:

Company	Bid
JD Striping & Services, Inc.	\$148,907.05
Dura Mark, Inc.	\$193,589.15

WHEREAS, the Engineer's Estimate for the project was \$159,000.00 and the low bidder's base bid was 6.3% below that amount. A copy of the bid tabulation is attached hereto as Exhibit A; and

WHEREAS, the City Engineer has reviewed each of the bids submitted and is recommending that the Bid submitted by JD Striping & Services, Inc. be considered the lowest and best bid for the 2018 Pavement Marking Program; and

WHEREAS, Council finds that it is in the best interest of the health, safety and welfare of that the City of Avon to go forward with awarding a construction contract to complete the 2018 Pavement Marking Program 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 May 17, 2018 for the 2018 Pavement Marking Program, the bid submitted by JD Striping & Services, Inc. in the amount of One Hundred Forty Eight Thousand Nine Hundred Seven Dollars and 05/100 Cents (\$148,907.05) 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 make payment from the Street Department Fund No. 201 and the State Highway Fund No. 205. If necessary, the Finance Director is further authorized to transfer sufficient funds from the General Fund No. 101 to the Street Department Fund No. 201. In addition, the Finance Director is authorized to increase this appropriation by a reasonable amount for engineering and legal fees associated with the 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 2018 Pavement Marking Program prior to the end of the 2018 construction season; therefore, this resolution 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

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