

ORDINANCE NO. 101-19

**AN ORDINANCE TO REJECT THE BIDS FOR THE DESIGN, PERMITTING,
PROVISION & INSTALLATION OF A FIRE TRAINING FACILITY
AND DECLARING AN EMERGENCY**

WHEREAS, Council, pursuant to Resolution R-16-19, passed on June 24, 2019, advertised to receive public bids for the design, permitting, provision and installation of a Fire Training Facility; and

WHEREAS, the public bids were opened and read aloud at noon on October 24, 2019 at Avon City Hall and the following bid (only one) was received:

Contractor	Bid Total
Kirila Fire Training Facilities, Inc.	\$398,915.00

WHEREAS, The Engineer's Estimated cost for the project was set at \$345,000.00. As such, the bid submitted by Kirila Fire Training Facilities, Inc. is 15.6% greater than the Engineer's Estimate. A copy of the bid tabulation is attached hereto as Exhibit A; and

WHEREAS, pursuant to Ohio Revised Code §153.12, the City Engineer is recommending that the Bid be rejected as it is greater than 10% over the published Engineer's Estimate; and

WHEREAS, City Council, based upon the Engineer's recommendation, finds the bid submitted by Kirila Fire Training Facilities, Inc. to be greater than 10% over the published Engineer's Estimate, and that it is in the best interest of the health, safety and welfare of the community that the bid be rejected.

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

Section 1 - That the public bid submitted by Kirila Fire Training Facilities, Inc. which was authorized by Resolution R-16-19 and read aloud on October 24, 2019 is hereby rejected pursuant to Ohio Revised Code §153.12 as it was greater than 110% of the published Engineer's Estimate.

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 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 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 reject the bid for the Avon Fire Department Training Facility as it exceeded 110% of the published Engineer's Estimate; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Ordinance No. 101-19 (Con't.)

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