

ORDINANCE NO. 14-21

**AN ORDINANCE TO RESCIND ORDINANCE NO. 13-20, AWARDING
THE PUBLIC BID FOR THE DESIGN, PERMITTING, PROVISION &
INSTALLATION OF A FIRE TRAINING FACILITY
AND DECLARING AN EMERGENCY**

WHEREAS, City Council, pursuant to Resolution R-31-19, passed on November 25, 2019, authorized the re-advertisement for public bid of a project that included the design, construction, permitting, and installation of a Fire Training Facility behind the City's Fire Station at 36185 Detroit Road; and

WHEREAS, the Avon Fire Department sought to install such a facility to provide realistic conditions for fire rescue personnel during training and prepare them to perform to the best of their ability and meet all department standards during any type of emergency situation; and

WHEREAS, that pursuant to public bids received on January 9, 2020 for the Avon Fire Department Fire Training Facility Project, the bid submitted by American Fire Training Systems, Inc. in the amount of Two Hundred Seventy-Nine Thousand Five Hundred and 00/100 Dollars (\$279,500.00) was declared to be the lowest and best bid; and

WHEREAS, Council, finding it to be in the best interest of the health, safety and welfare of the residents of Avon, passed Ordinance No. 13-20 on January 27, 2020, awarding the bid to American Fire Training Systems, Inc. to complete the Avon Fire Department Fire Training Facility Project; and

WHEREAS, subsequent to the passage of Ordinance No. 13-20, the COVID-19 pandemic came on and construction on the Project has been delayed; and

WHEREAS, in the interim, the City has negotiated the purchase of additional property elsewhere in the City that will enable the training tower to be relocated and built to a size that will increase its functionality for training purposes; and

WHEREAS, to move forward with these changes, the Administration recommends that Ordinance 13-20 be rescinded, together with the attached agreement, and arrangements made to re-advertise for public bids at the end of 2021 with construction to begin in 2022.

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

Section 1 - This Council, having considered the matters involving the award of a public bid for the design, permitting, provision & installation of a fire training facility to American Fire Training Systems, Inc. to complete the Avon Fire Department Fire Training Facility Project, finds that due to delays brought on by the COVID-19 pandemic and changes in the location and scope of the project, the bid awarded in Ordinance No. 13-20 is hereby rescinded. Furthermore, Council authorizes the Finance Director to issue a check in the amount of \$12,678.70 payable to American Fire Training Systems, Inc. for costs associated with preparing and responding to the original bid.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such 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 rescind Ordinance No. 13-20 to allow additional time to review and revise plans to relocate the Avon Fire Department Fire Training Facility Project to a different location with a projected construction commencement date of the middle of 2022; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Brian Fischer, 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