

ORDINANCE NO. 53-22

**AN ORDINANCE TO AWARD A BID FOR THE SHAKESPEARE LANE
PAVEMENT RESURFACING PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, due primarily to normal wear and tear and increased traffic, it is necessary for the City to repair, and improve the pavement surface at certain locations identified by the Avon Street Superintendent and the City Engineer along the public portion of Shakespeare Lane south of Detroit Road (State Route 254) during the 2022 construction season; and

WHEREAS, Avon City Council passed Resolution R-12-22 on March 14, 2022, which authorized the public bid of said project known as the Shakespeare Lane Pavement Resurfacing Project; and

WHEREAS, the project shall consist of the following: Removal of the top portion of the existing asphalt surface, partial and full depth asphalt pavement repairs at locations determined by the City Engineer, asphalt pavement surfacing, reinstallation of impacted pavement markings, maintenance of traffic, appurtenances thereto and associated restoration; and

WHEREAS, the public bids were opened and read aloud at noon on April 14, 2022, at the Avon City Hall and the following bids were received:

Contractor	Bid Total
Crossroads Asphalt Recycling, Inc.	\$342,124.00
Barbicas Construction Company, Inc.	\$422,254.00

WHEREAS, the Engineer's Estimated cost for the project was set at \$328,260.00. As such, the bid submitted by Crossroads Asphalt Recycling, Inc. is approximately 4.2% greater than the Engineer's Estimate. A copy of the bid tabulation is attached hereto within Exhibit A; and

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 for the Shakespeare Lane Pavement Resurfacing Project, a bid review memorandum is also attached hereto as part of [Exhibit A](#); and

WHEREAS, Council finds that it is in the best interest of the health, safety, and welfare of the Community that the City go forward with awarding a construction contract based on the public bid submitted by the Crossroads Asphalt Recycling, Inc. for the Shakespeare Lane Pavement Resurfacing Project.

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 April 14, 2022 at Avon City Hall for the Shakespeare Lane Pavement Resurfacing Project, the bid submitted by Crossroads Asphalt Recycling, Inc. in the amount of Three Hundred Forty-Two Thousand One Hundred Twenty

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Four and 00/100 Cents (\$342,124.00) for the Shakespeare Lane Pavement Resurfacing Project is declared to be the lowest and best bid. The Mayor is hereby authorized to execute a construction contract with that entity. The Finance Director is hereby authorized to make payment in said amount from the 2022 Road Program Fund No. 420. If necessary, the Finance Director is further authorized to transfer sufficient funds from the General Fund No. 101 to the 2022 Road Program Fund No. 420 to meet the obligations of this contract. 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 Shakespeare Lane Pavement Resurfacing Project prior to the end of the 2022 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: _____
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

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ATTEST:

Barbara Brooks, Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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