

ORDINANCE NO. 86-22

**AN ORDINANCE TO AWARD THE BID FOR THE DETROIT ROAD
SANITARY SEWER EXTENSION PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, to improve Veteran's Memorial Park and Eagle Point Park it is desired to extend certain sanitary sewers and water distribution mains into those park areas in preparation for the future installation of restroom facilities; and

WHEREAS, the proposed installation of an 8-inch sanitary sewer along Detroit Road is planned to occur between 39179 Detroit Road and the eastern property line of 39115 Detroit Road; and

WHEREAS, the proposed installation of 6-inch sanitary sewer into Eagle Point Park will begin within the Detroit Road Right-of-Way and then extend southward into the park approximately 630 feet; and

WHEREAS, the proposed installation of 8-inch sanitary sewer and 8-inch water main into Veteran's Memorial Park will begin at the eastern terminus of Arlington Drive and then extend in southeastern/southern fashion for approximately 600 feet into said park; and

WHEREAS, the proposed project will include the installation of sanitary sewers, water mains and appurtenances thereto along with sanitary connections to adjacent residential dwellings in accordance with established City of Avon policies as recommended by the City Engineer; and

WHEREAS, Avon City Council passed Resolution R-20-22 on May 2, 2022, which authorized the public bid for said project known as the Detroit Road Sanitary Sewer Extension Project; and

WHEREAS, due to the nature of the project and the current economic climate relative to the supply of materials and workers the bid has been structured to allow beginning the project work in 2022 and then securing final completion in the spring of 2023; and

WHEREAS, the public bids were opened and read aloud at noon on June 9, 2022 at the Avon City Hall and the following bids were received:

Contractor	Bid Total
Underground Utilities, Inc.	\$669,354.00
Catts Construction, Inc.	\$705,659.85
Mr. Excavating, Inc.	\$787,702.80

WHEREAS, the Engineer's Estimated cost for the project was set at \$752,000.00. As such, the bid submitted by Underground Utilities, Inc. is approximately 11.0% less 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 Underground Utilities, Inc. be considered the lowest and best bid for the Detroit Road Sanitary Sewer Extension 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, without delay, with awarding a construction contract based on the public bid submitted by the Underground Utilities, Inc. for the Detroit Road Sanitary Sewer Extension 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 June 9, 2022 at Avon City Hall for the Detroit Road Sanitary Sewer Extension Project, the bid submitted by Underground Utilities, Inc. in the amount of Six Hundred Sixty-Nine Thousand Three Hundred Fifty-Four and 00/100 Dollars (\$669,354.00) for the Detroit Road Sanitary Sewer Extension 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 Sanitary Sewer Replacement and Depreciation Fund No. 406. The Finance Director is further authorized to transfer sufficient funds from the 401 Capital Improvement Fund – specifically those funds designated as the 2021 American Rescue Plan Act (ARPA) Funds 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 secure needed materials and undertake the Detroit Road Sanitary Sewer Extension 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

ATTEST:

Barbara Brooks, Clerk of Council

Posted: _____
In Five Places as
Provided by Council

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