

ORDINANCE NO. 87-22

AN ORDINANCE TO AWARD A BID FOR THE AVON PARKS 2022 ASPHALT PAVING PROGRAM AND DECLARING AN EMERGENCY

WHEREAS, to improve the quality, user experience, and durability of the City of Avon Parks, the City Administration has identified certain areas within Avon Aquatics Center Park to improve via the placement of asphalt pavement surfaces to be installed during the current construction season under the Avon Parks 2022 Asphalt Paving Program; and

WHEREAS, City officials have determined that the gravel parking area at the Avon Aquatics Center is to be improved by grading, compacting, asphalt paving, and placement of appropriate pavement markings as recommended by the City Engineer in conjunction with the Roadway Superintendent; and

WHEREAS, Avon City Council passed Resolution R-19-22 on May 2, 2022, which authorized the public bid of said project known as the Avon Parks 2022 Asphalt Paving Program; and

WHEREAS, the advertised bid request included both a Base Bid which would require that the work be performed after the pool season had ended for the year in September and an Alternate Bid which would require the work to be performed at night after the pool and park had closed each workday but during the active pool season; 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	Base Bid Total	Alternate Bid Total
Cunningham Paving Company	\$251,481.50	\$267,509.00
Ohio Paving & Construction	\$263,317.75	No Bid Submitted
Crossroads Asphalt Recycling	\$277,625.00	\$769,275.00
Precision Paving	\$279,865.00	No Bid Submitted
Barbicas Construction	\$284,844.50	\$299,992.00

WHEREAS, after consideration of the bids received it was determined by the City Administration that it would be acceptable and most economical for the work to occur after the pool season had ended for the year in September as stipulated in the Base Bid and therefore not accept the Alternate Bid; and

WHEREAS, the Engineer's Estimated cost for the project was set at \$300,075.00. As such, the bid submitted by Cunningham Paving Company for the Base Bid is approximately 16.2% 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 Cunningham Paving Company for the Base Bid be

considered the lowest and best bid for the Avon Parks 2022 Asphalt Paving Program, 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 accept the base bid submitted by Cunningham Paving Company for the Avon Parks 2022 Asphalt Paving Program received on June 9, 2022.

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 Avon Parks 2022 Asphalt Paving Program, the bid submitted by Cunningham Paving Company in the amount of Two Hundred Fifty-One Thousand Four Hundred Eighty One and 50/100 Dollars (\$251,481.50) corresponding to the Base Bid for the Avon Parks 2022 Asphalt Paving Program 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 Park Operating Fund No. 250. 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 complete the Avon Parks 2022 Asphalt Paving Program 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

Ordinance No. 87-22 (Con't)

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