

ORDINANCE NO. 31-23

**AN ORDINANCE TO AWARD A BID FOR THE JUST IMAGINE
DRIVE 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 a portion of Just Imagine Drive at certain locations within the municipality during the upcoming 2023 construction season; and

WHEREAS, City officials have determined that Just Imagine Drive should be improved, where recommended by the City Engineer in conjunction with the Street Superintendent, in an area beginning approximately 1,000 feet east of Nagel Road and thence extending 4,000 feet further to the east to the eastern extent of Just Imagine Drive in Avon as a project known as the Just Imagine Drive Resurfacing Project; and

WHEREAS, Avon City Council passed Resolution R-38-22 on December 27, 2022, which authorized the public bid of said Just Imagine Drive Resurfacing Project; and

WHEREAS, the public bids were opened and read aloud at noon on February 2, 2023, at the Avon City Hall and the following bids were received:

Contractor	Bid Total
Specialized Construction, Inc.	\$829,755.00
Crossroads Asphalt Recycling, Inc.	\$839,955.00
D. L. Smith Asphalt Recycling, Inc.	\$845,525.00
Set In Stone Contracting, LLC	\$869,973.00
Precision Paving, Inc.	\$871,797.25
Chagrin Valley Paving, Inc.	\$880,195.00
Barbicas Construction Company, Inc.	\$937,853.00
Karvo Companies, Inc.	\$948,000.00

WHEREAS, the Engineer's Estimated cost for the project was set at \$874,055.00. As such, the bid submitted by Specialized Construction, Inc. is approximately 5% below 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 Specialized Construction, Inc. be considered the lowest and best bid for the Just Imagine Drive 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 the following: awarding of a construction contract based on the public bid submitted by the Specialized Construction, Inc. for the Just Imagine Drive Resurfacing Project, which was received on February 2, 2023.

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 public bids received on February 2, 2023 at Avon City Hall for the Just Imagine Drive Resurfacing Project, the bid submitted by Specialized Construction, Inc. in the amount of Eight Hundred Twenty-Nine Thousand Seven Hundred Fifty-Five and 00/100 Dollars (\$829,755.00) for the Just Imagine Drive 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 2023 Road Program Fund No. 421. 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 Just Imagine Drive Resurfacing Project prior to the end of the 2023 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

Ordinance 31-23 (Con't)

ATTEST:

Barbara Brooks, Clerk of Council

Posted: _____
Electronically and at City Hall as
Provided by Council

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