

## ORDINANCE NO. 30-23

**AN ORDINANCE TO AWARD THE PUBLIC BIDS FOR THE 2023 AVON PARKS  
MOWING CONTRACT NO. 5 (THE AVON CITY HALL COMPLEX INCLUDING  
THE AREA ADJACENT TO THE MIDDLE ROAD RIGHT-OF-WAY,  
THE NORTHGATE COMMUNITY CENTER SITE, NORTHGATE PARK,  
THE OLD COLORADO RIGHT-OF-WAY AT EATON DRIVE, AND THE  
CRUSHER STADIUM COMPLEX INCLUDING THE RECREATION LANE  
ENTRANCE UP TO STATE ROUTE 611 (COLORADO AVE.)  
AND DECLARING AN EMERGENCY**

**WHEREAS**, the Service Department desired to engage a qualified, dependable and conscientious contractor to perform routine lawnmowing and landscape maintenance activities at various city owned/maintained public open spaces and parks throughout the community; and

**WHEREAS**, in 2022, the Avon Service Director and Street Superintendent recommended grouping the public mowing contracts into smaller, separate contracts to allow for more contractors to bid on each project and thereby achieve more competitive pricing, better quality and more responsiveness; and

**WHEREAS**, with the overall success achieved through the 2022 bidding process, the same format was utilized for 2023 with plans and specifications developed by the City Engineer and Chagrin Valley Engineering, Ltd.; and

**WHEREAS**, Avon City Council passed Resolution R-11-23 on January 23, 2023 which authorized the public bid for said project known as the Avon Parks Mowing Contract No. 5 consisting of the Avon City Hall complex along with the adjacent Middle Road Right-Of-Way, the North Gate Community Center site, Northgate Park, the Old Colorado Right-Of-Way at Eaton Drive, and the Crusher Stadium Complex including the Recreation Lane entrance up to State Route 611-Colorado Ave.; and

**WHEREAS**, the bids were opened and read aloud at noon on February 15, 2023 at Avon City Hall. The bids received are as follows:

| <b>Company</b>                | <b>Bid</b>  |
|-------------------------------|-------------|
| Brightview Landscape Services | \$40,287.01 |
| ESK Landscaping LLC           | \$41,400.00 |
| Brian Kyles                   | \$48,886.20 |
| VLP Landscaping               | \$90,495.90 |

**WHEREAS**, the Engineer's estimate for the project was \$41,887.07 and the low bidder's bid was below that amount. A copy of the bid tabulation is attached hereto as Exhibit A; and

**WHEREAS**, the Avon Service Director and Street Superintendent reviewed each of the bids submitted and is recommending that the bid submitted by Brightview Landscape Services to be considered the lowest and best bid; and

**WHEREAS**, Council finds that it is in the best interest of the health, safety and welfare of the community that the City Administration go forward with the awarding of a mowing contract to Brightview Landscape Services for the 2023 Avon Parks Mowing Contract No. 5.

**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 February 15, 2023 at Avon City Hall for the Avon Parks Mowing Contract No. 5 (the Avon City Hall complex along with the adjacent Middle Road Right-Of-Way, the North Gate Community Center site, Northgate Park, the Old Colorado Right-Of-Way at Eaton Drive, and the Crusher Stadium Complex including the Recreation Lane entrance up to State Route 611 (Colorado Ave.), the bid submitted by Brightview Landscape Services in the amount of Forty Thousand Two Hundred Eighty-Seven and 01/100 Dollars (\$40,287.01) is declared to be the lowest and best bid. The Mayor is hereby authorized to execute the 2023 Avon Parks Mowing Contract No. 5 with that entity. The Finance Director is hereby authorized to make payments from each of the following funds: 1) Park Operating Fund, Fund No. 250; 2) Street Department Fund, Fund No. 201; and 3) General Fund, Fund No. 101 to total the amount set forth herein.

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 contract lawnmowing and landscape maintenance service for the 2023 season prior to the start of the growing season; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: February 27, 2023 DATE SIGNED: February 27, 2023

By: Brian Fischer  
Brian Fischer, Council President

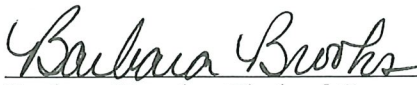
DATE APPROVED BY THE MAYOR: February 28, 2023

Bryan K. Jensen  
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

  
\_\_\_\_\_  
John A. Gasior, Law Director

ATTEST:

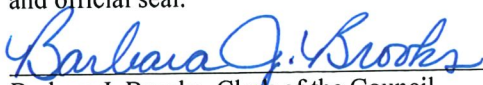
  
\_\_\_\_\_  
Barbara Brooks, Clerk of Council

Posted: March 1, 2023  
Electronically and at City Hall as  
Provided by Council

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

I, Barbara J. Brooks, Clerk of the Council of the City of Avon, Ohio, hereby certify this document to be a true and exact copy of Ordinance No. 30-23, passed by the Council of said City on February 27, 2023.

IN WITNESS WHEREOF, I have on this 28<sup>th</sup> day of February, 2023, affixed my signature and official seal.

  
\_\_\_\_\_  
Barbara J. Brooks, Clerk of the Council  
of the City of Avon, Ohio

**EXHIBIT A TO ORDINANCE NO. 30-23**

**BID TABULATION**

**CONTRACT 5 - 2022 TURF MAINTENANCE**

**CITY OF AVON**

**DATE: FEBRUARY 15, 2023**

**CITY ESTIMATE: \$41,887.07**

|                            |                                                             |          | <b>BRIGHTVIEW LANDSCAPE SERVICES</b> |                     | <b>ESK LANDSCAPING LLC</b>          |                     | <b>BRIAN KYLES</b>                 |                     |
|----------------------------|-------------------------------------------------------------|----------|--------------------------------------|---------------------|-------------------------------------|---------------------|------------------------------------|---------------------|
| ITEM                       | DESCRIPTION                                                 | QTY      | UNIT PRICE<br>PER WEEK               | TOTAL PRICE         | UNIT PRICE<br>PER WEEK              | TOTAL PRICE         | UNIT PRICE<br>PER WEEK             | TOTAL PRICE         |
| 1                          | CITY HALL WEEKLY TURF MAINTENANCE                           | 30 WEEKS | \$ 210.22                            | \$ 6,306.68         | \$ 100.00                           | \$ 3,000.00         | \$ 135.34                          | \$ 4,060.20         |
| 2                          | NORTHGATE PARK & COMMUNITY CENTER WEEKLY TURF MAINTENANCE   | 30 WEEKS | \$ 533.68                            | \$ 16,010.32        | \$ 600.00                           | \$ 18,000.00        | \$ 693.47                          | \$ 20,804.10        |
| 3                          | S.R. 611 & EATON DRIVE RIGHT-OF-WAY WEEKLY TURF MAINTENANCE | 30 WEEKS | \$ 73.33                             | \$ 2,200.00         | \$ 80.00                            | \$ 2,400.00         | \$ 189.14                          | \$ 5,674.20         |
| 4                          | CRUSHER STADIUM WEEKLY TURF MAINTENANCE                     | 30 WEEKS | \$ 525.67                            | \$ 15,770.01        | \$ 600.00                           | \$ 18,000.00        | \$ 611.59                          | \$ 18,347.70        |
| <b>TOTAL CONTRACT COST</b> |                                                             |          | <b>TOTAL</b>                         | <b>\$ 40,287.01</b> | <b>TOTAL</b>                        | <b>\$ 41,400.00</b> | <b>TOTAL</b>                       | <b>\$ 48,886.20</b> |
|                            |                                                             |          | EARLIEST START DATE: APRIL 1, 2023   |                     | EARLIEST START DATE: SPRING OF 2023 |                     | EARLIEST START DATE: APRIL 5, 2023 |                     |

|                            |                                                             |          | <b>VLP LANDSCAPING</b>             |                     |                                    |             |                                    |             |
|----------------------------|-------------------------------------------------------------|----------|------------------------------------|---------------------|------------------------------------|-------------|------------------------------------|-------------|
| ITEM                       | DESCRIPTION                                                 | QTY      | UNIT PRICE<br>PER WEEK             | TOTAL PRICE         | UNIT PRICE<br>PER WEEK             | TOTAL PRICE | UNIT PRICE<br>PER WEEK             | TOTAL PRICE |
| 1                          | CITY HALL WEEKLY TURF MAINTENANCE                           | 30 WEEKS | \$ 294.03                          | \$ 8,820.90         |                                    |             |                                    |             |
| 2                          | NORTHGATE PARK & COMMUNITY CENTER WEEKLY TURF MAINTENANCE   | 30 WEEKS | \$ 1,067.22                        | \$ 32,016.60        |                                    |             |                                    |             |
| 3                          | S.R. 611 & EATON DRIVE RIGHT-OF-WAY WEEKLY TURF MAINTENANCE | 30 WEEKS | \$ 196.02                          | \$ 5,880.60         |                                    |             |                                    |             |
| 4                          | CRUSHER STADIUM WEEKLY TURF MAINTENANCE                     | 30 WEEKS | \$ 1,459.26                        | \$ 43,777.80        |                                    |             |                                    |             |
| <b>TOTAL CONTRACT COST</b> |                                                             |          | <b>TOTAL</b>                       | <b>\$ 90,495.90</b> | <b>TOTAL</b>                       | <b>\$ -</b> | <b>TOTAL</b>                       | <b>\$ -</b> |
|                            |                                                             |          | EARLIEST START DATE: APRIL 1, 2023 |                     | EARLIEST START DATE: APRIL 1, 2023 |             | EARLIEST START DATE: APRIL 1, 2023 |             |