

NANCY E. FELLOWS  
President of Council

JOHN PLECNIK  
Vice President of Council

VICTORIA ANN SAVAGE, CMC  
Clerk of Council

# City of Willoughby Hills

DAVID M. FIEBIG  
CHRISTOPHER HALLUM  
LAURA LENZ  
JANET R. MAJKA  
LAURA PIZMOHT

## ORDINANCE NO. 2019-50

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### **AN ORDINANCE ACCEPTING THE BID OF SPECIALIZED CONSTRUCTION, INC. OF CUYAHOGA HEIGHTS, OHIO FOR THE 2019 STREET RESURFACING PROJECT AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the Council of the City of Willoughby Hills on May 9, 2019 by motion, granted the Mayor authorization to advertise for bids for the 2019 Street Resurfacing Project affecting Mayfriars, Glengate and Triland; and

**WHEREAS**, the project was advertised in the News Herald on May 16, and on May 23, 2019; and

**WHEREAS**, invitations to bid were distributed to eleven asphalt contractors and bid documents were distributed to The Builder's Exchange and ConstructConnect planrooms; and

**WHEREAS**, two contractors purchased bid documents and only one contractor submitted a bid by the June 6, 2019 deadline; and

**WHEREAS**, the bid of \$422,572.10 received from Specialized Construction is 4.6% over the Engineer's Opinion of Probable Construction cost of \$403,829.00; however, Specialized Construction's bid is less than the City's annual resurfacing budgeted amount; and

**WHEREAS**, Specialized Construction fully understands the scope of work, proposes a ninety (90) day construction schedule and is comfortable with their bid; and

**WHEREAS**, Specialized Construction has a good history of working in the City, and has successfully completed resurfacing projects in the City in 2015, 2016, 2017, and 2018; and

**WHEREAS**, the Council of the City of Willoughby Hills has reviewed and accepts the recommendations as provided by the City Engineer Pietro DiFranco and the Assistant City Engineer Kevin Trepal, P.E. in their Memorandum of June 7, 2019 attached hereto as the "**Exhibit A**", consisting of three (3) pages and incorporated herein by reference, finding the bid of \$422,572.10 as submitted by Specialized Construction, Inc. to be the lowest and best bid in conformance with all contract requirements.

***NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:***

**SECTION 1.** The Mayor is hereby authorized and directed to accept the bid of and thereby enter into a contract with Specialized Construction, Inc. of 711 Harvard Avenue, Cuyahoga Heights, Ohio, for the 2019 Street Rehabilitation Project at a total cost not to exceed **\$422,572.10**.

**SECTION 2.** The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 3.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills insofar as it provides for the usual daily operation of the Municipality and further reason to allow the City to accept the bid of Specialized Construction, Inc. thereby allowing for the immediate execution of the contract in order to proceed with the 2019 Street Resurfacing Project; wherefore, this ordinance shall be in full force and take effect from and after its adoption and approval by the Mayor.

PASSED: June 27, 2019

Nancy E. Fellows  
**Nancy E. Fellows**  
*President of Council*

Submitted to the Mayor for his approval  
on this 27 day of June, 2019

Approved by the Mayor  
June 27, 2019

ATTEST: Victoria Ann Savage  
**Victoria Ann Savage, CMC**  
*Clerk of Council*

Robert M. Weger  
**Robert M. Weger**  
*Mayor*