

DAVID A. REICHEL
President of Council

NANCY E. FELLOWS
Vice President of Council

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Clerk of Council

City of Willoughby Hills

Council
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FRANK A. GERMANO
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RAYMOND C. SOMICH

ORDINANCE NO. 2013-26

AN ORDINANCE ACCEPTING THE BID OF CARRON ASPHALT PAVING, INC. OF SOLON, OHIO FOR THE MAPLE GROVE ROAD PAVEMENT IMPROVEMENTS AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Willoughby Hills on April 25, 2013 by motion, granted the Mayor authorization to advertise for bids for the Maple Grove Road Pavement Improvements; and

WHEREAS, The bid opening for the Maple Grove Road Pavement Improvements occurred on Thursday, May 23, 2013 at 11:00am at City Hall in Council Chambers; and

WHEREAS, the City received the following three (3) bids: (1) a bid in the amount of \$152,568.14 from Ronyak Paving, Inc., (2) a bid in the amount of \$158,939.28 from Specialized Construction, Inc., and (3) a bid in the amount of \$147,728.88 from Carron Asphalt Paving, Inc.; and

WHEREAS, the *Engineer's Opinion of Probable Cost for Construction* was \$169,894.80; and

WHEREAS, after extensive review and verification of the submitted bids, Richard L. Bowen + Associates, Inc. recommends Carron Asphalt Paving, Inc., who is qualified to perform the work, the award of the lowest and best bid of \$147,728.88; and

WHEREAS, the Finance Director has verified that the 2013 Operating Budget for the Road Levy SR Fund No. 270 includes a budget of \$165,000 for construction of the Maple Grove Road Pavement Improvements therefore, the Engineer's recommended award to Carron Asphalt in the amount of \$147,728.88 is well within the 2013 Operating Budget and there is no budgetary reason not to award this contract; and

WHEREAS, the Finance Director further established that the Maple Grove Road Pavement Improvements is being funded on a 50/50 basis by a Grant from the Ohio Public Works Commission and the Road Levy SR Fund No. 270; and

WHEREAS, based upon the information provided by the Finance Director and the Memorandum of Daniel J. Collins, P.E., Assistant City Engineer, dated May 30, 2013 regarding the Maple Grove Recommendation of Contract Award along with the complete "Official" Bid Tabulation for the Maple Grove Road Pavement Improvements Project, attached hereto as Exhibit "A", consisting of eleven (11) pages and incorporated herein by reference, the Council of the City of Willoughby Hills accepts the lowest and best bid of \$147,728.88 as submitted by Carron Asphalt Paving, Inc.

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 \$147,728.88 and thereby enter into a contract with Carron Asphalt Paving, Inc. of 7615 Bond Street, Solon, Ohio 44139 for the Maple Grove Road Pavement Improvements.

SECTION 2. Any and all charge orders shall be approved by the legislative authority prior to any work being performed.

SECTION 3. The Director of Finance is authorized and directed to return the bid bonds to all unsuccessful bidders.

SECTION 4. 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 5. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of a Municipal Department; to wit: due to the time sensitivity of the project which requires the City to immediately proceed with the Maple Grove Road Pavement Improvements; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: _____, 2013

David A. Reichelt
President of Council

Submitted to the Mayor for his approval
on this _____ day of _____, 2013

Approved by the Mayor
_____, 2013

ATTEST:

Victoria Ann Savage, CMC
Clerk of Council

Robert M. Weger
Mayor