

AN ORDINANCE AUTHORIZING THE CITY TO SOLICIT REQUESTS FOR QUALIFICATIONS FROM DESIGN PROFESSIONAL SERVICES TO DESIGN THE PLAYGROUND AT BLESER PARK, KNOWN AS THE AVON LAKE PLAY SPACE, AND DECLARING AN EMERGENCY.

WHEREAS, on November 15, 2022, the Council of the City of Avon Lake (“Council”) passed Ordinance No. 22-168 authorizing the Mayor to execute a personal services agreement with Sixmo, Inc. (“Sixmo”) for professional architectural design services, including a criteria design phase, to implement a design-build process for construction of the playground at Bleser Park, known as the Avon Lake Play Space (“ALPS playground”); and

WHEREAS, subsequent to the retention of Sixmo and upon completion of the criteria design phase, Sixmo solicited Statements of Qualifications from interested design-build firms to furnish a design and construct the ALPS playground; and

WHEREAS, on July 21, 2023, Sixmo notified Council that it had received an insufficient number of qualified Statements of Qualifications; and

WHEREAS, on July 21, 2023, Sixmo recommended to Council that it proceed with a public procurement process to complete the ALPS playground consisting of (1) retaining the professional design services of a landscape architect or similar design professional to design the ALPS playground; (2) advertising for bids for construction and equipment installation services to construct the ALPS playground and install equipment to be purchased for the playground; and (3) separately procuring equipment for the ALPS playground; and

WHEREAS, Section 59 of the Charter of the City of Avon Lake authorizes Council to enter into a contract for services including the intellectual effort normally rendered by an architect, an engineer, and other professional person irrespective of whether that skill is discharged through an individual’s corporation, partnership or firm; and

WHEREAS, in accordance with Section 59 of the Charter of the City of Avon Lake, Council wishes to solicit Requests for Proposals for design professional services to design the ALPS playground.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF  
THE CITY OF AVON LAKE, STATE OF OHIO:

Section 1: That Council hereby authorizes the City to solicit Requests for Qualifications for design professional services to design the playground at Bleser Park, known as the Avon Lake Play Space.

Section 2: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of any of its committees which resulted in such 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, the emergency being the immediate preservation of the public health, safety, morals, convenience, and general welfare of the community. Therefore, this Ordinance shall be in full force and effect from and immediately after passage and approval by the Mayor.

1<sup>st</sup> reading: 12/11/2023

2<sup>nd</sup> reading:

3<sup>rd</sup> reading:

PASSED: 12/18/2023

/s/ Martin E. O'Donnell

President of Council

POSTED: 12/22/2023

APPROVED: 12/19/2023

ATTEST: /s/ Valerie E. Rosmarin

Clerk of Council

/s/ Gregory J. Zilka

Mayor