

AN ORDINANCE AWARDING A CONTRACT FOR THE CONSTRUCTION OF AVON LAKE PLAY SPACE (ALPS) PHASE 2 TO RJ PLATTEN AND DECLARING AN EMERGENCY.

WHEREAS, in accordance with the direction of Council, the Public Works Director and Landscape Architect Kimbly-Horn have prepared plans and specifications for the construction of Avon Lake Play Space (ALPS) Phase 2, which have been and are now on file in the Public Works Department; and

WHEREAS, further in accordance with the direction of Council, the Public Works Director has caused notice to be given, as provided by law, inviting bids for said construction; bids having been received, opened, and tabulated as provided by law; and

WHEREAS, Council, coming now to consider said bids, has determined that the bid submitted by RJ Platten of North Royalton, Ohio, is the lowest and best responsive bid, after advertising in accordance with law, and is acceptable to this Council.

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

Section No. 1: That the bid by RJ Platten of North Royalton, Ohio, (hereafter referred to as "Contractor") for the construction of Avon Lake Play Space (ALPS) Phase 2 for the City of Avon Lake, Ohio, in accordance with the plans and specifications, be, and the same is hereby awarded to said Contractor in accordance with said plans and specifications and bid received. The amount of said contract is \$1,758,200.37.

Section No. 2: That the Contractor shall furnish its good and sufficient performance bond in the amount of \$1,758,200.37, to the satisfaction of the Mayor and approved as to form by the Law Director, conditioned to ensure faithful performance of the contract thereby awarded and the completion of the work free and clear of all claims and encumbrances.

Section No. 3: That the Contractor shall deposit and keep in force and effect on file with said Finance Director memoranda of policies of insurance in the amounts and under the conditions set forth in the specifications of the contract documents.

Section No. 4: That upon receipt by the Finance Director of the certificate of the Public Works Director that the construction has been completed to the full satisfaction of the Public Works Director and in accordance with the plans and specifications, the Finance Director shall be authorized and directed to issue to said Contractor the warrants of the City in payment therefore the amount of money

determined by said Public Works Director to be due said Contractor under the contract thereby awarded to him and to cause said warrants to be paid.

Section No. 5: That the Mayor shall be and is hereby authorized and directed to sign and execute the contract hereby awarded.

Section No. 6: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and 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 No. 7: That this Ordinance is hereby declared to be an emergency measure, the emergency being the necessity of ensuring the timely ordering and installation of playground equipment in alignment with the construction season, thus for the health, safety, and welfare of the citizens of Avon Lake. Therefore, this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

PASSED: 4/14/2025

/s/ Jennifer G. Fenderbosch
Council President

POSTED: 4/28/2025

APPROVED: 4/15/2025

ATTEST: /s/ Valeria E. Rosmarin
Clerk of Council

/s/ Mark A. Spaetzle
Mayor