

RESOLUTION NO.: 2013-R14
SPONSOR: MAYOR NORTON
INTRODUCED: FEBRUARY 12, 2013

ENV. & PARKS

ASSIGNED TO: _____

A RESOLUTION AMENDING THE AMOUNT OF THE CONTRACT AWARDED TO ST. CLAIR/PAVLIS GROUP FOR THE BOETTLER PARK RESTROOM PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Green advertised a "Notice to Bidders" in the Akron Beacon Journal on Thursday, October 11, 2012 and Thursday, October 18, 2012; and

WHEREAS, on Friday, October 26, 2012, the Parks and Recreation Superintendent opened bids for the project; and

WHEREAS, the Parks and Recreation Superintendent reviewed the bids and recommended the contract be awarded to St. Clair/Pavlis Group as the lowest and best bidder; and

WHEREAS, by Resolution 2012-R63, City Council awarded a contract to St. Clair/Pavlis Group for the project; and

WHEREAS, the City Engineer recently discovered that a contingency allowance should have been included in the base bids listed in the Legislation; and

WHEREAS, including the contingency allowance in the base bid results in a total bid of Three Hundred Sixty Nine Thousand Eight Hundred and Eight Dollars (\$369,808.00) for St. Clair/Pavlis Group; and

WHEREAS, the other bidders; to wit, Lockhart Concrete Company and Town Center Construction, also did not include the contingency allowance in their base bid; and

WHEREAS, the inclusion of the contingency allowance in the base bid still results in St. Clair/Pavlis Group being the lowest and best bidder for the project; and

WHEREAS, due to changes already encountered to the sewer extension required for the project, it will be necessary to use the amount of the contingency to pay for the work contemplated by the contract.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:

SECTION ONE:

City Council authorizes the amendment to the contract between the City of Green and St. Clair/Pavlis Group for the Boettler Park Restroom Project to include the contingency bid that was not included in the calculation of the bids for the project when Resolution 2012-R63 was presented to Council.

SECTION TWO:

City Council finds, based on all relevant factors, St. Clair/Pavlis Group is still the lowest and best bidder for the project.

SECTION THREE:

The Mayor is authorized and directed to enter into an amendment to the Agreement with St. Clair/Pavlis Group for the project to include the contingency bid provided by St. Clair/Pavlis Group that was not included in the calculation of the total bids for the project.

SECTION FOUR:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this 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.

SECTION FIVE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: MARCH 12, 2013

Molly Stevens
Molly Stevens, Clerk

Dave France
Dave France, Council President

APPROVED: MARCH 12, 2013

Richard G. Norton
Richard G. Norton, Mayor

COPIED _____
SVCE ZONE PARK ROAD ENG
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: MARCH 12, 2013

ON ROLL CALL: Colopy - yea France - yea Humphrey - yea Knodel - yea
Neugebauer - yea Reed - yea Summerville - yea

Suburbanite publication on MARCH 17 and MARCH 24, 2013

Molly Stevens
Molly Stevens, Clerk