

**ORDINANCE NO. 21-125**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH PRECISION PAVING, INC. OF MILAN, OHIO, FOR THE 2021 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) STREET REHABILITATION PROJECT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, TransMap performed a citywide pavement survey in 2015, which Staff updated through late 2020, only removing street segments that are planned for paving work in the Capital Plan and the segments that have been paved since the completion of the study; and

**WHEREAS**, the 2021 Community Development Block Grant (CDBG) Rehabilitation Project involves the resurfacing of the eleven (11) worst CDBG-eligible asphalt street segments in the City based upon Staff observations and feedback, complaints received, other planned work, and the updated TransMap survey; and

**WHEREAS**, this City Commission declared the necessity to proceed with the 2021 Community Development Block Grant (CDBG) Rehabilitation Project by Resolution No. 028-21R, passed on May 24, 2021; and

**WHEREAS**, upon public competitive bidding as required by law two (2) appropriate bids were received and the bid from Precision Paving, Inc. of Milan, Ohio, was determined to be the lowest and best bid; and

**WHEREAS**, the total construction cost of this project based on bids is \$267,215.57 and will be paid with Community Development Block Grant (CDBG) Funds; and

**WHEREAS**, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order for the project to be completed prior to the construction completion deadline of November 19, 2021; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Works, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

**BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:**

Section 1. The City Manager is authorized and directed to enter into a contract with Precision Paving, Inc., of Milan, Ohio, for the 2021 Community Development Block Grant (CDBG) Street Rehabilitation Project in an amount **not to exceed** Two Hundred Sixty Seven Thousand Two Hundred Fifteen and 57/100 Dollars (\$267,215.57) consistent with the bid submitted by Precision Paving, Inc.,

of Milan, Ohio, currently on file in the office of the Director of Public Works.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST:

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KELLY L. KRESSER  
INTERIM CLERK OF THE CITY COMMISSION

Passed: August 9, 2021