

ORDINANCE NO. 23-201

AN ORDINANCE AMENDING ORDINANCE NO. 23-185, PASSED ON SEPTEMBER 11, 2023; AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH GREAT LAKES DEMOLITION OF CLYDE, OHIO, FOR THE BUTLER STREET RECONSTRUCTION PROJECT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, Butler Street, from Cleveland Road to the U.S. 250 off-ramp is beyond repair and needs reconstruction; and

WHEREAS, this City Commission approved an agreement for Professional Design Services with IBI Group of Canton, Ohio, for the Butler Street Reconstruction Project by Ordinance No. 23-045, passed on February 27, 2023; and

WHEREAS, this City Commission declared the necessity for the City to proceed with the proposed Butler Street Reconstruction Project by Resolution No. 028-23R, passed on July 24, 2023; and

WHEREAS, the Butler Street Reconstruction Project involves the reconstruction of Butler Street, from Cleveland to the U.S. 250 off-ramp, with full depth asphalt cross section to accommodate the heavy traffic from industry, tourism and local traffic, drainage improvement, lane changes, and includes Alternative Bids for concrete repairs along the concrete "Frontage Roads", which run parallel to and under the Milan Road overpass; and

WHEREAS, upon public competitive bidding as required by three (3) appropriate bids were received and the bid from Great Lakes Demolition of Clyde, Ohio, was determined to be the lowest and best bid; and

WHEREAS, it was discovered that a data entry error occurred during the preparation of the bid tabulation, resulting in an incorrect contract price being awarded to Great Lakes Demolition Company and therefore it is necessary to amend Ordinance No. 23-185 to reflect the correct cost, which is an increase of \$51.00; and

WHEREAS, the total construction cost of this project is \$890,530.50 and will be paid with American Rescue Plan Act (ARPA) Stimulus 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 to allow for the contracts to be executed and notice to proceed to be issued so that construction can begin to meet completion by the spring of 2024; 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

PAGE 2 - ORDINANCE NO. 23-201

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 Great Lakes Demolition of Clyde, Ohio, for the Butler Street Reconstruction Project, in an amount **not to exceed Eight Hundred Ninety Thousand Five Hundred Thirty and 50/100 Dollars (\$890,530.50)** consistent with the bid submitted by Great Lakes Demolition of Clyde, 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.



RICHARD R. BRADY
PRESIDENT OF THE CITY COMMISSION



ATTEST:

CATHLEEN A. MYERS
CLERK OF THE CITY COMMISSION

Passed: October 9, 2023