

RESOLUTION NO. 037-22R

A RESOLUTION REPEALING RESOLUTION NO. 031-22R AND DECLARING THE NECESSITY FOR THE CITY OF SANDUSKY, OHIO, TO PROCEED WITH THE PROPOSED 2022 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) E. WATER STREET PUBLIC PARKING LOT IMPROVEMENT PROJECT; APPROVING THE REVISED SPECIFICATIONS AND ENGINEER'S ESTIMATE OF COST THEREOF; AND DIRECTING THE CITY MANAGER TO ADVERTISE FOR AND RECEIVE BIDS IN RELATION THERETO; AND DECLARING THAT THIS RESOLUTION SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.

WHEREAS, the City's public parking lot that lies between Columbus Avenue and Wayne Street, just South of, and accessible from Water Street, commonly referred as the long-standing abutting business "Daly's" lot and consisting of .626 acre and fifty-one (51) public parking spaces, is in poor condition requiring repairs beyond typical maintenance; and

WHEREAS, the proposed 2022 Community Development Block Grant (CDBG) E. Water Street Public Parking Lot Improvement Project involves varying degrees of pavement work, slightly re-configuring the layout to gain six (6) additional parking spaces, concrete aprons for the recently installed dumpster pads, addition of curbed and raised concrete "islands" that will host planters, and addition of a third (3rd) access point onto E. Water Street, making ingress and egress easier; and

WHEREAS, the City will bid out the concrete portion of the work, estimated to exceed \$10,000.00, subcontract the milling of the existing pavement surface, and have City crews perform the asphalt paving work and striping; and

WHEREAS, this City Commission declared the necessity for the City to proceed with the proposed 2022 Community Development Block Grant (CDBG) E. Water Street Public Parking Lot Improvement Project by Resolution No. 031-22R, passed on May 9, 2022; and

WHEREAS, subsequent to advertisement according to law, one (1) bid was received which exceeded the original estimate of cost by more than 10% and pursuant to §41 of the City Charter no contract can be awarded and therefore the bid was rejected which necessitates the rebid of the 2022 Community Development Block Grant (CDBG) E. Water Street Public Parking Lot Improvement Project; and

WHEREAS, the recent increases in the cost of cement and fuel are driving up concrete costs for small projects such as this one and the City has seen almost 200% increases in concrete items between February and May of this year and with a market this volatile, estimating is tough to forecast between the time of estimation and actual bid "opening" of a project; and

WHEREAS, the original engineer's estimate for the concrete portion of the project was \$37,154.00 and the revised engineer's estimate is \$46,789.56; and

WHEREAS, the total revised estimated cost for this project, including engineering, inspection, advertising, construction, material, and miscellaneous expenses, is \$105,939.43 which will be paid with Community Development Block Grant (CDBG) Funds; the concrete portion of the project is estimated at

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\$46,789.56 with the remaining costs to include pavement milling, asphalt materials and landscaping; and

WHEREAS, this Resolution should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to rebid and award the project as early as possible in the 2022 State Fiscal year, which begins July 1st, to allow sufficient time for all the work to be completed in the 2022 calendar year; 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 **Resolution** 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 RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission hereby repeals Resolution No. 031-22R, passed on May 9, 2022.

Section 2. The revised specifications and estimates of cost as prepared by the Director of Public Works and submitted to this City Commission, and which are now on file in the offices of the Director of Public Works and the Clerk of the City Commission, for the proposed 2022 Community Development Block Grant (CDBG) E. Water Street Public Parking Lot Improvement Project be and the same hereby are approved by this City Commission.

Section 3. This City Commission hereby declares it necessary to proceed with the proposed 2022 Community Development Block Grant (CDBG) E. Water Street Public Parking Lot Improvement Project at the earliest possible time.

Section 4. The City Manager is authorized and directed to advertise for and to receive bids in relation to the proposed 2022 Community Development Block Grant (CDBG) E. Water Street Public Parking Lot Improvement Project as required by law.

Section 5. If any section, phrase, sentence, or portion of this Resolution 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 6. This City Commission finds and determines that all formal

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actions of this City Commission concerning and relating to the passage of this Resolution 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 7. That for the reasons set forth in the preamble hereto, this Resolution 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: June 13, 2022