

**RESOLUTION NO. 050-22R**

**A RESOLUTION REPEALING RESOLUTION NO. 041-22R AND DECLARING THE NECESSITY FOR THE CITY TO PROCEED WITH THE PROPOSED PERKINS AVENUE WATERLINE AND RESURFACING PROJECT; APPROVING THE REVISED SPECIFICATIONS AND ENGINEER'S ESTIMATE OF COST THEREOF; 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 proposed Perkins Avenue Waterline and Resurfacing Project will provide for the replacement of the waterline with a new, larger size line, allowing better flows and water quality in the immediate and adjacent areas, fire hydrants, service lines and water meters, limited sidewalks, driveway aprons, catch basins, asphalt resurfacing, ADA ramps, and curbing on Perkins Avenue beginning at Anita Avenue and ending at the Mills Creek bridge, just west of the old YMCA, for a total length of nearly two (2) miles and additionally includes 52<sup>nd</sup> Street; and

**WHEREAS**, the City Commission approved an agreement for Professional Design Services with GPD Group of Cleveland, Ohio, for the Perkins Avenue Waterline and Resurfacing Project by Ordinance No. 21-078, passed on May 24, 2021; and

**WHEREAS**, the City Commission authorized the submission of an application and to enter into a Project Agreement with the Ohio Public Works Commission (OPWC) to participate in the Ohio Public Works Commission's State Capital Improvement and/or Local Transportation Improvement Programs authorized by Chapter 164 (Aid to Local Government Improvements) of the Ohio Revised Code for the Perkins Avenue Waterline and Resurfacing Project by Resolution No. 036-21R, passed on August 23, 2021; and

**WHEREAS**, this City Commission declared the necessity for the City to proceed with the proposed Perkins Avenue Waterline and Resurfacing Project by Resolution No. 041-22R, passed on July 11, 2022; and

**WHEREAS**, subsequent to formal competitive bidding as required by law, no bids were received and after discussing the project with multiple potential contractors, common themes of current material pricing and availability in order to meet the completion date created concerns and hesitation to submit a bid; and

**WHEREAS**, upon further review of the project and in an effort to obtain a contractor for the project, the time of completion will be extended and the engineer's estimate was increased; and

**WHEREAS**, the revised estimated for construction costs of the project is \$5,257,777.18, including contingencies, and is estimated to be paid as follows:

<b>Fund</b>	<b>Amount</b>
OPWC - grant	\$ 325,000.00
OPWC - loan (0%)	\$ 145,049.00
OWDA - loan (Water)	\$ 3,306,757.71
OWDA - loan (Sewer/STO)	\$ 534,334.87
Issue 8	\$ 946,635.60

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TOTAL: \$ 5,257,777.18

**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 obtain competitive bids, award a contract and allow the contractor to order the water line materials as soon as possible so they will be available when weather permits, expediting the underground portion of the work; 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 041-22R, passed on July 11, 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 Perkins Avenue Waterline and Resurfacing 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 Perkins Avenue Waterline and Resurfacing 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 Perkins Avenue Waterline and Resurfacing 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 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

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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.



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RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION



ATTEST: 

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CATHLEEN A. MYERS  
CLERK OF THE CITY COMMISSION

Passed: September 12, 2022