

RESOLUTION NO. 019-24R

A RESOLUTION REPEALING RESOLUTION NO. 008-24R AND DECLARING THE NECESSITY FOR THE CITY TO PROCEED WITH THE PROPOSED SANDUSKY WHEELS PARK PROJECT; APPROVING THE 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 desires to update the Skate Park located behind the Sandusky Police Department on Meigs Street to create a destination public skate park accessible to users of all wheels, all ages, and all skill levels; and

WHEREAS, the proposed Sandusky Wheels Park Project consists of a new 12,000 square foot all-wheels destination public park accessible to users of many types of wheels, all ages, and all skill levels with improved pedestrian access and amenities and includes semi-separated beginner/mellow area, bowl, pump track, jump line, street elements, and public art; and

WHEREAS, this City Commission approved a Professional Design Services Agreement with OHM Advisors of Cleveland, Ohio, for the Sandusky Skate Park – Design Development Project for the preliminary design and community engagement process for a new skate park by Ordinance No. 22-194, passed on September 26, 2022; and

WHEREAS, this City Commission approved a Professional Design Services Agreement with OHM Advisors of Cleveland, Ohio, for the design and construction documentation for the Sandusky Wheels Park Project by Ordinance No. 23-188, passed on September 11, 2023; and

WHEREAS, this City Commission declared the necessity for the City to proceed with the proposed Sandusky Wheels Park by Resolution No. 008-24R, passed on February 12, 2024; and

WHEREAS, this City Commission approved an Amendment to the Professional Design Services Agreement with OHM Advisors of Cleveland, Ohio, for the construction administration and construction material testing for the Sandusky Wheels Park Project by Ordinance No. 24-046, passed on February 26, 2024; and

WHEREAS, subsequent to advertisement according to law, two (2) bids were 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 bids were rejected which necessitates the rebid of the Sandusky Wheel Park Project; and

WHEREAS, upon discussions on possible design modifications with the project stakeholders, the specialty contractors, and the design consultant, it was determined to move the pump track and sidewalks from the base bid to two separate alternate bids providing flexibility to award certain components of the project based on available funding; and

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WHEREAS, the revised estimated construction cost of the project is \$887,768.00 and will be paid with American Rescue Plan Act (ARPA) Stimulus Funds; 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 immediately bid and award the project so the contractor can schedule the work and complete prior to spring of 2025; 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 008-24R, passed on February 12, 2024.

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 Sandusky Wheels Park Project, be and the same hereby are approved by this City Commission.

Section 2. This City Commission hereby declares it necessary to proceed with the proposed Sandusky Wheels Park Project, at the earliest possible time.

Section 3. The City Manager is authorized and directed to advertise for and to receive bids in relation to the proposed Sandusky Wheels Park Project, as required by law.

Section 4. 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 5. 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

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those formal actions were in meetings open to the public in compliance with the law.

Section 6. 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: April 9, 2024