

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2017 – 071

By: Mr. Carbone

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ASPHALT MATERIALS FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.**

WHEREAS, the City has advertised and received bids for the purchase of asphalt materials for use by the Service Department of the City of Strongsville during the period of 2017 and 2018; and

WHEREAS, Council is desirous of proceeding to award and enter into a contract for the purchase of such asphalt materials.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

**Section 1.** That this Council hereby finds and determines that the bid submitted by **KOKOSING MATERIALS, INC.**, in the unit amounts set forth in the bid package incorporated herein by reference, for the purchase of various asphalt materials for use by the Service Department of the City of Strongsville meets the specifications on file in the office of the Director of Public Service; is in compliance with the applicable requirements for bidding and contracts established by the laws of the City and the State; and is the lowest and best bid for the proposed contract with respect to the referenced items. All other bids for this particular contract are hereby rejected.

**Section 2.** That the Mayor be and is hereby authorized and directed to enter into a contract with the aforesaid lowest and best bidder for the purchase of various asphalt materials for use by the Service Department of the City during the period of 2017 and 2018, in accordance with the specifications on file in the office of the Director of Public Service, and for the unit prices and sums submitted in such bid, but in any event not to exceed the total amount of \$250,000.00 during the term of the contract. Said contract shall be in a form approved by the Law Director.

**Section 3.** That the funds necessary for the purpose of such contract have been appropriated for 2017 and shall be paid from the Street Construction, Maintenance and Repair Fund; and the Director of Finance be and is hereby authorized and directed to issue the City's warrants in accordance with the terms and conditions of such bid and contract.

**Section 4.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

**Section 5.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to provide for the purchase of said materials in order to maintain the continuity of services and operation of the Service Department, and to provide for safe roads and streets within the municipality. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

Kenneth M. Dooner  
 President of Council

Approved: James B. Berrier  
 Mayor

Date Passed: May 1, 2017

Date Approved: May 2, 2017

	<u>Yea</u>	<u>Nay</u>
Carbone	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Daymut	<input checked="" type="checkbox"/>	<input type="checkbox"/>
DeMio	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dooner	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Schonhut	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Short	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Southworth	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Attest: Aimee Pilonka  
 Clerk of Council

ORD. No. 2017-071 Amended: \_\_\_\_\_  
 1st Rdg. 05-01-17 Ref: \_\_\_\_\_  
 2nd Rdg. Suspended Ref: \_\_\_\_\_  
 3rd Rdg. Suspended Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: 05-01-17 Defeated: \_\_\_\_\_