

CITY OF KIRTLAND

RESOLUTION NUMBER 20-R-46

**A RESOLUTION ACCEPTING THE BID OF RONYAK PAVING, INC.,
AWARDING IT SECTION ONE OF THE 2020 PAVEMENT
REHABILITATION PROJECT FOR THE REPAIR AND OVERLAY
TO A PORTION OF EMERALD GLEN COURT, AND DECLARING AN
EMERGENCY.**

WHEREAS, the City of Kirtland has a duty to maintain public streets and roads within its municipal boundaries; and

WHEREAS, the City of Kirtland has received a grant from the Board of Commissioners of Lake County in the amount of \$52,505.57 for the purpose of road improvement projects; and

WHEREAS, the City of Kirtland initially planned to utilize those funds to perform work on Springer Drive/Circle; and

WHEREAS, the City of Kirtland, due to rapidly deteriorating conditions, subsequently determined that the paving of a portion Emerald Glen Court should be paved first and received approval from the Lake County Board of Commissioners for said modification; and

WHEREAS, the City Engineer and Director of Public Service have outlined four potential projects as outlined in its 2020 Pavement Rehabilitation Project; and

WHEREAS, the City of Kirtland, in compliance with all bidding requirements as found in the Ohio Revised Code, solicited bids for four potential paving projects; and

WHEREAS, the City of Kirtland unsealed and opened various bids relative to the 2020 Pavement Rehabilitation Project on September 2, 2020; and

WHEREAS, due to the current state of emergency in Ohio and the governor's current stay at home order stemming from the COVID-19 pandemic, the Kirtland Community Center is closed to protect both the community and the staff from potential infection; and

WHEREAS, Kirtland Codified Ordinance 220.25 requires the posting of copies of enacted legislation for fifteen consecutive days in three places within the City, those being City Hall, the Kirtland Public Library, and the Kirtland Community Center; and

WHEREAS, Kirtland Codified Ordinance 220.25 grants City Council the authority to modify the posting requirement.

IT IS HEREBY RESOLVED by the Council of the City of Kirtland, County of Lake and State of Ohio, that:

SECTION I: It is hereby determined that the bid of Ronyak Paving, Inc., of Burton, Ohio, to perform the repair and overlay of a portion of Emerald Glen Court is the lowest and best bid for Section I of the 2020 Pavement Rehabilitation Project. The City of Kirtland hereby accepts the bid of Ronyak Paving, Inc. for the completion of this project in the amount of \$52,810.00.

SECTION II: The Mayor or his designee is hereby authorized and directed to enter into a contract or execute any purchase orders in the furtherance of this Resolution. However, any expenditures beyond the original bid of \$52,810.00 shall be subject to further authorization by this Council.

SECTION III: The Director of Finance is authorized and instructed to issue such vouchers and expend all funds necessary in the furtherance of this Resolution. Said payments shall first be made from the fund containing the grant issued by the Board of Commissioners of Lake County for road improvement projects. Should that grant money be depleted, then any other payment shall be made from the road levy fund.

SECTION IV: The City Council, pursuant to its authority in Kirtland Codified Ordinance, Section 220.25 and due to the COVID-19 pandemic, hereby modifies the requirement to post this enacted legislation in three places and requires the following:

1. The Clerk of Council is hereby directed to post the enacted legislation in City Hall and the Kirtland Public Library for fifteen (15) consecutive days after the effective date of this legislation; and
2. Due to the closure of the Kirtland Community Center, the Clerk of Council is not required to post said enacted legislation in that location; and
3. The Clerk of Council is hereby directed to post the enacted legislation on the City of Kirtland's website for fifteen (15) consecutive days after the effective date of this legislation.

SECTION V:

(a) It is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were passed in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

(b) This resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that it is necessary to maintain the streets and roads of the City; wherefor, this resolution shall be in full force and effect immediately upon its passage by the affirmative vote of five (5) members of Council and approval by the Mayor, otherwise this resolution shall be in effect from and after its adoption at the earliest period allowed by law.

First Reading: _____

Second Reading: _____

Third Reading: _____

DATE PASSED: _____

President of Council

Submitted to the Mayor for his
Approval on this _____ day of
_____, 2020.

ATTEST:

Approved by the Mayor, this _____ day
of _____, 2020.

Clerk of Council

Ronyak Paving, Section I of 2020 Pavement Rehabilitation

Mayor Kevin F. Potter