

ORDINANCE NO. 22-010

**AN ORDINANCE TO WAIVE COMPETITIVE BIDDING FOR THE 36 S. HIGH ST. SUBSTATION REMODEL PROJECT AND TO AUTHORIZE THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO A CONTRACT WITH FERGUSON CONSTRUCTION COMPANY AND DECLARING AN EMERGENCY**

WHEREAS, in the current economic environment, time is of the essence as construction costs continue to increase and material procurement becomes more difficult, and

WHEREAS, Ferguson Construction Company has provided proposals to remodel the 36 S. High St. building to a sheriff substation; and,

WHEREAS, in order to provide a more efficient delivery method for the remodel of the 36 S. High St. building to a sheriff substation, it is necessary to waive competitive bidding in the interest of timeliness for operational needs, to achieve efficiencies, and to avoid further increases in price, or shortages of, construction materials and labor; and,

WHEREAS, Section 8.02(C) of the Charter provides that "[b]y a vote of no less than five members, Council may waive the competitive bidding requirement if Council determines that...a waiver of the competitive bidding requirement is in the best interest of the City,"

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL WINCHESTER, STATE OF OHIO:

Section 1. That pursuant to section 8.02(C) of the Charter, Council hereby determines that waiver of competitive bidding is in the best interest of the City, to achieve desired timelines, for operational efficiencies, and to avoid further increases in price, or shortages of, construction materials and labor, and therefore waives competitive bidding for the 36 S. High Substation Remodel Project.

Section 2. That Council hereby authorizes the Mayor and Finance Director to enter into an agreement with Ferguson Construction Company, Inc. in an amount not to exceed \$130,000, for the 36 S. High Substation Remodel Project.

Section 3. That this ordinance be declared an emergency measure, necessary for the preservation of public health, safety, and welfare, such an emergency arising from the need to maintain the desired schedule for the project and to protect the City from price increases and shortages of labor and material; wherefore, this ordinance shall take effect and be in force from and after its passage.

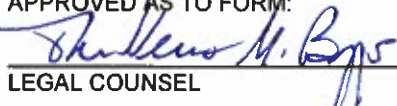
DATE PASSED 3/21/22

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST   
\_\_\_\_\_  
CLERK OF COUNCIL

  
\_\_\_\_\_  
MAYOR

DATE APPROVED 3-22-22

APPROVED AS TO FORM:  
  
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LEGAL COUNSEL

I hereby certify that the ordinance as set forth above was published for a period of not less than fifteen days after passage by the Council, by posting a copy thereof in not less than three (3) public places in the municipal corporation, as determined by Council and as set forth in the Canal Winchester Charter.

  
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Clerk of Council