

**ORDINANCE NO. 13-74**  
**INTRODUCED BY: Mr. Miller**

**AN ORDINANCE**

**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH TRAX  
CONSTRUCTION COMPANY INC. FOR THE CAHOON ROAD SANITARY SEWER  
REPLACEMENT, AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Bay Village applied for financial assistance with the State of Ohio Public Works Commission (OPWC) and has been recommended for a \$600,000.00 loan, plus supplemental financial assistance in an amount up to \$180,163.00 with a 0% interest rate for a term of 30 years; and

**WHEREAS**, the City of Bay Village had detailed drawings and specifications prepared for this project by CT Consultants, Inc.; and

**WHEREAS**, the City of Bay Village advertised for bids for this project and determined that the lowest and best bid was submitted by Trax Construction Company;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Bay Village, Ohio:

**SECTION 1.** That the Mayor be and she is hereby authorized to enter into an agreement with Trax Construction Company, 30701 Euclid Avenue, Wickliffe, Ohio 44092, for the Cahoon Road Sanitary Sewer Replacement Project, in accordance with plans and specifications, it being hereby determined that the bid of said company is the lowest and best bid received after advertising according to law. The total bid price for said improvement is One Million, Four Hundred and Five Thousand, Six Hundred and Nineteen Dollars. (\$1,405,619.00) Payment shall be made from the Sewer Improvements Fund (580.330.55410).

**SECTION 2.** That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, property and safety, and for the further reason to provide said services so that the sanitary sewer replacement may go forward expeditiously, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED: September 16, 2013

/s/ Michael A. Young  
VICE PRESIDENT OF COUNCIL

/s/ Joan T. Kemper  
CLERK OF COUNCIL

APPROVED: September 17, 2013

/s/ Deborah L. Sutherland  
MAYOR

6/22/2012  
Jk