

ORDINANCE NO. 96-67 AC CMS

AN ORDINANCE ACCEPTING THE BID OF WILLIAMS BROTHERS BUILDERS, INC., OF ELYRIA, OHIO, FOR RENOVATIONS TO THE OBERLIN MUNICIPAL FIRE STATION AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the bid of Williams Brothers Builders, Inc., of Elyria, Ohio, being the lowest and best bid submitted for renovations to the Oberlin Municipal Fire Station, is hereby accepted, and the City Manager is hereby authorized and directed to enter into a contract in accordance with their bid in an amount not to exceed \$193,250.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted 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.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to accept a competitive bid prior to its expiration date"

and shall take effect immediately upon passage.

PASSED: 1st Reading - July 1, 1996 (E)  
2nd Reading -  
3rd Reading -

ATTEST:

  
CLERK OF COUNCIL

  
CHAIRMAN OF COUNCIL

POSTED: July 2, 1996

EFFECTIVE DATE: July 2, 1996

NOTICE OF AWARD

TO: Williams Brothers Builders, Inc.  
686 Sugar Lane  
Elyria, OH 44035

The City of Oberlin, Ohio, having considered the Bid submitted by you for Renovation of Oberlin Municipal Fire Station for the City of Oberlin listed below in response to the Advertisement for Bids dated May 20, 1996, does hereby notify you that your bid has been accepted in the amount of \$ 193,250.00.

The following variations from the specifications and bid instructions have been allowed:

\_ Substitution of STO systems for Dryvit systems. \_\_\_\_\_

\_ Award includes Alternative A-1 (aluminum window replacement and Alternative A-3 (paint apparatus bay ceiling).

You are required to execute the Agreement within ten (10) calendar days from the date of this Notice to you. If you fail to execute said Agreement within ten (10) calendar days of the date of this Notice, the City of Oberlin will be entitled to consider all your rights arising out of the City's acceptance of your bid as abandoned and as a forfeiture of your Bid Bond. The City of Oberlin will also be entitled to such other rights as may be granted by law.

Dated this 2nd day of July, 1996

City of Oberlin, Ohio

By: 

Title: City Manager

Acceptance of Notice of Award

Receipt of the above Notice of Award is hereby acknowledged by \_\_\_\_\_

\_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 1996.

\_\_\_\_\_  
(Company Name)

By: \_\_\_\_\_

AGREEMENT

This Agreement made this 2nd day of July, 1996 by and between the City of Oberlin, Ohio, hereinafter called the "Owner" acting herein through its City Manager, and Williams Brothers Builders, Inc., doing business as a corporation doing business at 686 Sugar Lane, of the City of Elyria, County of Lorain, and State of Ohio, hereinafter called the "Contractor".

WITNESSETH: That for and in consideration of the payments and agreement herein mentioned:

1. The Contractor will furnish and deliver renovations to the Municipal Fire Station,  
430 South Main Street, Oberlin, OH 44074 \_\_\_\_\_  
in accordance to the following Specifications and Contract Documents attached on or before  
June 12, 1996.  
A Notice of Award issued on July 2, 1996 for the sum of One hundred ninety three thousand  
two hundred fifty dollars (\$ 193,250.00).
2. The term "Contract Documents" means and includes, but may not be limited to, the following:
  - a.) Advertisement for Bids.
  - b.) Instructions to Bidders.
  - c.) General Conditions.
  - d.) Supplementary Conditions.
  - e.) Delinquent Personal Property Tax Affidavit.
  - f.) Notice of Award
  - g.) Agreement
  - h.) Specifications
  - i.) Drawings
  - i.) Addenda:
 

No. _____,	dated _____
No. _____,	dated _____
No. _____,	dated _____
No. _____,	dated _____
3. The Owner will pay to the Contractor in the manner and at such times as set forth in the Contract Documents, such amounts as required by this Agreement.
4. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

95-10

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in two (2) copies, each of which shall be deemed an original, on the date first written above.

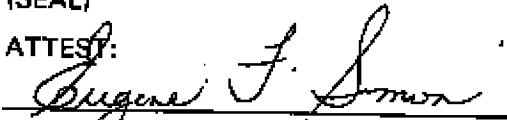
Owner: City of Oberlin, Ohio

By: 

Title: City Manager

(SEAL)

ATTEST:



City Clerk



(Witness)

Contractor: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

(SEAL)

ATTEST:

\_\_\_\_\_

(Secretary, if Corporation)

\_\_\_\_\_

(Witness)