

ORDINANCE NO. 08-82 AC CMS

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH 7L CONSTRUCTION, LLC OF BELLEVUE, OHIO FOR THE RECONSTRUCTION OF WOODHAVEN PLACE AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance 07-84 City Council awarded a contract to 7L Construction, LLC of Bellevue, Ohio for the reconstruction of Woodhaven Place in the amount of \$113,301; and

WHEREAS, 7L Construction, LLC has performed the requisite work in good faith as directed by the Public Works Department and, as a result of unforeseen additional work that needed to be performed, the contract amount was increased by \$5,914.95 by Ordinance 08-77; and

WHEREAS, said additional work authorized for payment by Ordinance 08-77 did not include calculation of all of the necessary additional work.

NOW, THEREFORE 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 contract between the City of Oberlin and 7L Construction LLC, as approved by Ordinance No. 07-84 AC CMS, for the reconstruction of Woodhaven Place in the City of Oberlin, and amended by Ordinance No. 08-77 AC CMS is hereby further amended to authorize an additional payment of \$1,288.39 for necessary work discovered during construction, and the City Manager is hereby authorized and directed to execute an amendment to said contract authorizing said payment.

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 immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

"to allow for timely payment for labor and materials received" and shall take effect immediately upon passage.

PASSED: 1st Reading – November 17, 2008(E)
2nd Reading -
3rd Reading -

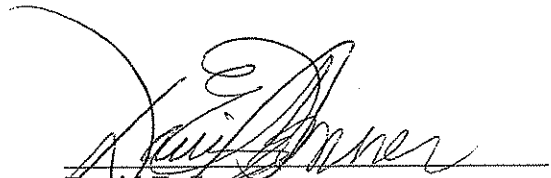
ATTEST:



Belinda B. Anderson
CLERK OF COUNCIL

POSTED: 11/18/08

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David E. Sonner
PRESIDENT OF COUNCIL

EFFECTIVE DATE: 11/17/08