

ORDINANCE NO. 09-57 AC CMS

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH 2D CONSTRUCTION, LLC OF VERMILION, OHIO RELATING TO THE 14" WATER LINE VALVE IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance 09-40 City Council awarded a contract to 2D Construction, LLC of Vermilion, Ohio for the 14" water line valve improvement project in the amount of \$40,533; and

WHEREAS, 2D Construction, LLC has performed the requisite work in good faith as directed by the Public Works Department, including additional unforeseen work and, to minimize inconvenience to our water customers, selected work was performed on a weekend. Said work resulted in previously unforeseen overtime charges and, as a result, the contract amount needs to be increased by \$3,076.10.

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 2D Construction LLC, as approved by Ordinance No. 09-40 AC CMS, for the 14" water line valve improvement project in the City of Oberlin, is hereby amended to authorize the payment of an additional \$3,076.10 to 2D Construction for additional necessary work, 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.

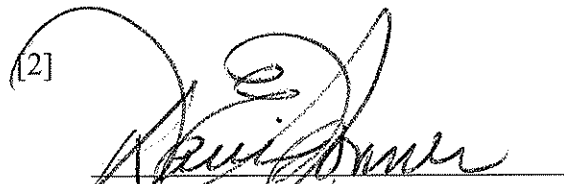
PASSED: 1st Reading - August 17, 2009(E)
 2nd Reading -
 3rd Reading -

ATTEST:


Belinda B. Anderson
CLERK OF COUNCIL

POSTED: 8/18/2009

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David E. Sonnet
PRESIDENT OF COUNCIL

EFFECTIVE DATE: 8/17/2009