

City of Oberlin, Ohio

ORDINANCE No. 11- 59 AC CMS

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH KF CONSTRUCTION & EXCAVATING, LLC. OF CLYDE, OHIO, FOR THE WATER DISTRIBUTION BUILDNG IMPROVEMENT PROJECT FOR THE CITY OF OBERLIN AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance 11-46 AC CMS Oberlin City Council awarded a contract to KF Construction & Excavating, LLC. of Clyde, Ohio, for the Water Distribution Building Improvement Project in the amount of \$89,875.00; and

WHEREAS, during the course of the work, it has been discovered by the Public Works Department that it will be necessary for KF Construction & Excavating, LLC. to perform additional unforeseen work to properly complete the project, and, as a result, the contract amount needs to be increased by \$9,540.00.

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 KF Construction & Excavating, LLC., as approved by Ordinance No. 11-46 AC CMS, for the Water Distribution Building Improvement Project for the City of Oberlin, is hereby amended to authorize the payment of an additional \$9,540.00 to KF Construction & Excavating, LLC. 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 continuation of a project under construction" and shall take effect immediately upon passage.

PASSED: 1st Reading - August 22, 2011 (S, E)
2nd Reading -
3rd Reading -

ATTEST:

A handwritten signature in blue ink, appearing to read "Belinda B. Anderson", written over a horizontal line.

BELINDA B. ANDERSON, CMC
CLERK OF COUNCIL

POSTED: 8/23/2011

A handwritten signature in blue ink, appearing to read "Kenneth Sloane", written over a horizontal line.

KENNETH SLOANE
PRESIDENT OF COUNCIL

EFFECTIVE DATE: 8/22/2011