

**CITY OF OBERLIN, OHIO**  
**ORDINANCE No. 19-20 AC CMS**

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH MATT WINTERS EXCAVATING, LLC OF ATWATER, OHIO, FOR THE OBERLIN BAIT CANTEEN DEMOLITION PROJECT AND DECLARING AN EMERGENCY

WHEREAS, by Ordinance No. 18-75 AC CMS, the City awarded a contract to Matt Winters Excavating, LLC for the demolition of the Oberlin Bait Canteen property located at 212 Sumner Street in the amount of \$101,990.86; and

WHEREAS, during the course of this project, additional expense was incurred by Matt Winters Excavating, LLC for the removal of asbestos-containing materials found in building walls underground and, as a result, the contract amount needs to be increased by \$3,657.50 for a total contract amount of \$105,648.36.

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 City Manager is hereby authorized and directed to amend the contract with Matt Winters Excavating, LLC of Atwater, Ohio for the Oberlin Bait Canteen Demolition Project in the City of Oberlin, in the amount of \$105,648.36.

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 amend the contract amount for the demolition of the Oberlin Bait Canteen property as soon as possible to provide for the timely payment for work completed and shall take effect immediately upon passage.

PASSED:      1<sup>st</sup> Reading: April 1, 2019 (E)  
                  2<sup>nd</sup> Reading: \_\_\_\_\_  
                  3<sup>rd</sup> Reading: \_\_\_\_\_

ATTEST:

  
\_\_\_\_\_  
BELINDA B. ANDERSON, MMC  
CLERK OF COUNCIL

  
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BRYAN BURGESS  
PRESIDENT OF COUNCIL

POSTED: 04/02/2019

EFFECTIVE DATE: 04/01/2019