

CITY OF OBERLIN, OHIO

ORDINANCE No. 22-67 AC CMS

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH RMH CONCRETE & FOUNDATIONS, INC. OF COLLINS, OHIO, FOR THE JOHNSTON PATH IMPROVEMENT PROJECT AS AN EMERGENCY MEASURE

WHEREAS, by Ordinance 22-05 AC CMS Oberlin City Council awarded a contract to RMH Concrete & Foundations, Inc. of Collins, Ohio for the Johnston Path Improvement Project in the amount of \$189,929.50; and

WHEREAS, during the course of the work, it has been discovered by the Public Works Department that additional work is necessary to properly complete the project, the necessity for such additional work was not foreseen prior to the commencement of work on the project, and that the cost of such additional work will not exceed \$12,811.77.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio:

SECTION 1. That the contract between the City of Oberlin and RMH Concrete & Foundations, Inc., as approved by Ordinance No. 22-05 AC CMS, for the Johnston Path Improvement Project in the City of Oberlin, is hereby amended to authorize additional payment up to but not to exceed \$12,811.77 to RMH Concrete & Foundations, Inc. 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 work completed and provided that it is elevated to emergency status by the affirmative vote of at least five members of Council and receives the affirmative vote of at least five members of Council upon final passage, it shall go into full force and effect from and immediately after its passage; otherwise, it shall take effect at the earliest period allowed by law.

PASSED: 1st Reading: November 7, 2022

2nd Reading: _____

3rd Reading: _____

ATTEST:



BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL

POSTED: 11/08/2022



BRYAN BURGESS
PRESIDENT OF COUNCIL

EFFECTIVE DATE: 11/07/2022