

**ORDINANCE NO. 65-2018**

**INTRODUCED BY: MAYOR JAMES P. GRAVEN**

**AN ORDINANCE AUTHORIZING PAYMENT OF CHANGE ORDER NOS. 1 AND 2, IN THE TOTAL AMOUNT OF \$75,370.19, FROM FABRIZI TRUCKING AND PAVING FOR BID PACKAGE 1 FOR THE CONSTRUCTION OF THE PHASE V SANITARY SEWER PROJECT, AND DECLARING AN EMERGENCY**

**WHEREAS**, the City has previously entered into a Contract with Fabrizi Trucking and Paving for Bid Package 1 for the construction of the Phase V Sanitary Sewer Project; and

**WHEREAS**, is it necessary to enter into Change Order Nos. 1 and 2 as set forth herein due to needed additions to the Project as shown in Exhibit "A". Now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

**SECTION 1.** The Mayor be is hereby authorized to enter into Change Order Nos. 1 and 2 with Fabrizi Trucking and Paving. Change Order No. 1 is in the amount of Sixty-Six Thousand One Hundred Sixty-Six Dollars and 19/100 (\$66,166.46). Change Order No. 2 is in the amount of Nine Thousand Two Hundred Three Dollars and 73/100 (\$9,203.73), in addition to the Contract heretofore authorized by this Council, as shown in Exhibit "A". The City Engineer, Don Sheehy, recommends approval of the aforesaid Change Orders.

**SECTION 2.** The Director of Finance be and is hereby authorized and directed to pay the amount provided for in Section 1 of this Ordinance upon passage hereof, execution of the Change Orders authorized herein, and completion of the work.

**SECTION 3.** The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 4.** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Olmsted Falls and its residents for the reason that it is necessary to approve the aforesaid changes so as to not unnecessarily delay payment of the aforesaid Project. Therefore, this Ordinance shall take effect immediately upon the affirmative vote of not less than five (5) members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

\_\_\_\_\_  
*Paul Stibich, President of Council*

PASSED: \_\_\_\_\_

APPROVED BY: \_\_\_\_\_  
*James P. Graven, Mayor*

\_\_\_\_\_  
*Date*

APPROVED AS TO FORM: \_\_\_\_\_  
*Andrew D. Bemer, Law Director*

ATTEST: \_\_\_\_\_  
*Angela Mancini, Clerk of Council*

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

	Yea	Nay
Stibich	_____	_____
Haviland	_____	_____
Jones	_____	_____
Gorski	_____	_____
Nicolay	_____	_____
Duncan	_____	_____
Fenrich	_____	_____