

RECORD OF ORDINANCES

Resolution
Ordinance No. 2020-84Passed November 18, 2020

SPONSOR: STREETS COMMITTEE

RESOLUTION AUTHORIZING THE VILLAGE OF MOGADORE TO ENTER INTO A CHANGE ORDER TO THE CONTRACT WITH CEMENTECH, INCORPORATED, AN INDEPENDENT CONTRACTOR, AND DECLARING AN EMERGENCY

WHEREAS, after a duly executed and performed public bidding process, the Village of Mogadore entered into a contract with Cementech, Incorporated for the Prospect Street Infrastructure Improvement Project; and,

WHEREAS, the Village has evaluated the project and has determined that several change orders and overruns were necessary to the contract to allow for additional necessary work including: additional service installation from the curb box to the individual residences, including but not limited to yard drains, larger sanitary sewer lines, new lining, a manhole, and additional grading work..

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio, as follows:

SECTION 1: That the Mayor is hereby authorized and directed to pay the change orders and costs and sign all other necessary paperwork as described in "Exhibit A" to allow for the addition of new sidewalks and necessary sanitary sewer improvements as a part of the Village's Prospect Street Infrastructure Improvement Project. The basis for the request is that it is necessary for the completion of the Village's Prospect Street Infrastructure Improvement Project as detailed above and in "Exhibit A." The total additional cost of the necessary change orders and overruns is **Two Hundred Twenty Thousand, Four Hundred Forty-Nine and 37/00 Dollars (\$220,449.37)**, which shall be paid for by the Village pursuant to this Resolution. A summary outlining the additional work is attached as "Exhibit A."

SECTION 2: That the Mayor and/or Clerk-Treasurer are hereby authorized and directed to make any additional payments and sign/execute all related paperwork for these change orders and overruns to the contract.

SECTION 3: That the Council hereby appropriates the funds necessary for the subject costs, as provided.

SECTION 4: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 5: That it is found and determined that all formal actions of the Council relating to the adoption of this Resolution were taken in a duly noticed virtual, open meeting of this Council and that all deliberations which resulted in formal action were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code and HB 197 during the state-declared COVID-19 emergency.

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SECTION 6: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village's residents, to allow for the timely, cost-effective construction of infrastructure within the Village during ongoing work, and to allow for the continued operations of the Village administration and shall therefore take effect and be in force from and immediately after its passage.

Michael Raddish 11-18-20

President of Council

Date

Prithi 11-19-20

Mayor

Date

Attest:

[Signature]
Clerk - Treasurer