

CITY OF BEDFORD, OHIO

ORDINANCE NO. 096-23

AN ORDINANCE AMENDING ORDINANCE 10,010-22 AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CHANGE ORDER REGARDING AN EXISTING CONTRACT WITH **FABRIZI TRUCKING & PAVING CO. INC.**, AND DECLARING AN EMERGENCY

WHEREAS, the City Council approved ordinance 10,010-22 which authorized the City Manager to enter into a contract with **Fabrizi Trucking & Paving Co., Inc.** for waterline work and resurfacing work on Ennis Street and Harriman Street with funds to be appropriated on an as needed basis, and

WHEREAS, the City Manager deemed the resurfacing improvements as not needed, leaving only the waterline portion; and

WHEREAS, Change Order 1 decreased the overall costs of the project by one hundred fifty one thousand four hundred and seventeen dollars and thirty-five cents (\$151,417.35);

WHEREAS, due to Change Order 1, waterline improvement costs increased, and resurfacing work costs were eliminated;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Bedford, County of Cuyahoga, and the State of Ohio:

Section 1. Council for the City of Bedford hereby authorizes the City Manager to enter into Change Order 1 with **Fabrizi Trucking & Paving Co., Inc.** for said repairs in the amount of **Thirty-Seven Thousand One-Hundred Seventy Dollars and Thirty-Two Cents (\$37,170.32)** as part of the **Ennis and Harriman Waterline** project.

Section 2. That the Finance Director is hereby authorized to pay **Fabrizi Trucking & Paving Co., Inc.** in the amount of **Thirty-Seven Thousand One-Hundred Seventy Dollars and Thirty-Two Cents (\$37,170.32)** from the **Water Fund No. 500** for the remaining costs.

Section 3. That actions of this Council concerning and relating to the passage of this legislation 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 4. This ordinance is hereby declared to be an emergency measure immediately necessary for the public peace, health, safety, and welfare and for the further reason that it is immediately necessary for the Council to determine the lowest, responsive and responsible bidder for the foregoing items, to appropriate funds therefore, and for the City to enter into a contract with the successful bidder at the earliest time.

WHEREFORE, this Ordinance shall take effect and be in force from and after the earliest date permitted by law.

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Stanley C. Koci, Mayor-President of Council

Tracy M. Simons, Clerk of Council

Prepared and approved as to legal content by: _____
John J. Montello, Law Director

PASSED: November 20, 2023