

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 07-70

INTRODUCED BY: Mayor Luks

AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER #1) RELATING TO THE WORK PERFORMED BY BARBICAS CONSTRUCTION COMPANY, INC. FOR THE OAKRIDGE DRIVE ROADWAY IMPROVEMENTS PROJECT, AND DECLARING AN EMERGENCY

**WHEREAS:** A contract was executed by and between the City of North Royalton and Barbicas Construction Company, Inc. for the Oakridge Drive Roadway Improvements Project; and

**WHEREAS:** It has become necessary to make certain changes outlined in the attached change order; and

**WHEREAS:** Council desires to amend said contract to allow for these project changes thereby adjusting the amended contract price in accordance with Change Order #1, which has been recommended by the City Engineer.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

**Section 1.** The Mayor and the Finance Director, on behalf of the City of North Royalton, are hereby authorized to approve the contract changes relating to the work performed by Barbicas Construction Company, Inc. for the Oakridge Drive Roadway Improvements Project.

**Section 2.** The cost of the amended item shall be \$8,178.60 and the total amended contract price shall be \$211,678.60 pursuant to Change Order #1 which is attached hereto as Exhibit "A" and incorporated as if fully rewritten.

**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

**Section 4.** This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that it is immediately necessary that this Change Order be approved in order to assure that all changes to this contract are properly recorded to insure accurate record keeping for this project.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Robert A. Stefanik  
PRESIDENT OF COUNCIL

APPROVED: /s/ Cathy Luks  
MAYOR

DATE PASSED: June 19, 2007

DATE APPROVED: June 20, 2007

ATTEST: /s/ Laura J. Haller  
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended  
Second reading suspended  
Third reading June 19, 2007

YEAS: Stefanik, Bobulsky, Gentile, Willey,  
McKee, Antoskiewicz, Uffman-Kirsch  
NAYS: none