

# THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE NO. 12-190

INTRODUCED BY: Mayor Stefanik, Kasaris

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 K COMPANY, INC. FOR THE YMCA CONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY

WHEREAS: Ordinance 11-65 was adopted by Council executing a contract by and between the City of North Royalton and Seitz Builders, Inc., Astro Pool Company, Inc., K Company, Inc., Piper Plumbing & Sprinkler, LLC, and Contemporary Electric, Inc. for the YMCA Construction Project; and

WHEREAS: It has become necessary to amend certain items of working construction with K Company, Inc., due to various previously unforeseen change conditions; and

WHEREAS: Council desires to amend certain work provided pursuant to said contract thereby adjusting the amended contract price with K Company, Inc. in accordance with Change Order #1.

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 (Change Order #1) relating to the work performed by K Company Inc. in the amount of \$38,877.33 for a new contract price of \$705,577.33 for the YMCA Construction Project as further outlined in Exhibit A attached hereto and incorporated herein as if fully rewritten.

Section 2. 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 3. 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/ Larry Antoskiewicz  
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik  
MAYOR

DATE PASSED: December 18, 2012

DATE APPROVED: December 19, 2012

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

First reading suspended  
Second reading suspended  
Third reading December 18, 2012

YEAS: Antoskiewicz, Nickell, Petrusky, Willey  
Marnecheck, Muller, Kasaris

NAYS: none