

AUTHORIZING THE MAYOR TO EXCEED A CONTRACT WITH CEMENTECH INC IN EXCESS OF TEN PERCENT (10%) FOR SIDEWALK INSTALLATION ON NORTH MUNROE AND PROVIDING FOR IMMEDIATE ENACTMENT

WHEREAS, Ordinance 2023-3 authorized the Mayor advertise and accept bids for pavement maintenance; and

WHEREAS, the City awarded the bid and to Cementech Inc in the amount of \$205,316.50; and

WHEREAS, change orders for additional engineering to address the grade change along N Munroe for installation of sidewalks totaled \$55,000.00; and

WHEREAS, Tallmadge Codified Ordinance Section 143.01 requires that when the aggregate of change orders on any capital project equals or exceeds ten percent (10%) of the original contract, Council approval must be obtained.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TALLMADGE, COUNTIES OF SUMMIT AND PORTAGE, STATE OF OHIO:

SECTION 1. That the Mayor is hereby authorized and directed to enter into a contract addendum with Cementech Inc to exceed ten percent (10%) of the original contract for sidewalk installation on N Munroe.

SECTION 2. That the contract addendum amount shall not exceed \$55,000.00 for a total contract amount of \$260,316.50.

SECTION 3. That the contract addendum shall be subject to approval of the Board of Control.

SECTION 4. That 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 of any of its committees on or after November 28, 1975 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 5. That this ordinance is necessary to provide for and to accomplish the purposes herein set forth, which are conducive to the health, safety, and welfare of the citizens of Tallmadge. For that reason, provided this ordinance shall receive the affirmative vote of three-fourths of the members of Council and approval by the Mayor, it shall be enacted immediately and shall be of immediate effect.

Passed: _____

Susan E. Burton, Clerk of Council
MER/jt
7/25/23
Filed with the Mayor _____

Dennis K. Loughry, President of Council

Approved:

David G. Kline, Mayor

This _____ day of _____, 2023

Committee Assignment: _____

Readings: 1st _____ 2d _____ 3d _____

For: _____ Against: _____ Abstain: _____

Note: _____