

ORDINANCE NO. 28 - 2023

AN ORDINANCE ACCEPTING A CHANGE ORDER FOR CHIVERS CONSTRUCTION COMPANY, INC. FOR THE SANITARY SEWER INTERCONNECT PROJECT, AUTHORIZING THE MAYOR TO ENTER INTO THE CHANGE ORDER, AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 19-2022 awarded to Chivers Construction Company, Inc. a contract for construction of the Village's Sanitary Sewer Interconnect Project; and

WHEREAS, during the course of construction, a Project conflict unknown at the time of contract award occurred due to the location of a natural gas line; and

WHEREAS, avoiding the natural gas line required relocation of a water main as well as the relocation of dewatering systems necessary to the Project into an area of Middle Ridge Road; and

WHEREAS, the foregoing involved removal of approximately 800 square yards of pavement and roadway base, the replacement of which is the subject of a proposed change order in the amount of One Hundred Five Thousand Dollars and Zero Cents (\$105,000.00).

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, LAKE COUNTY, STATE OF OHIO, THAT:

SECTION 1. Subject to the execution by the Fiscal Officer of a certificate of availability of funds, a change order to Chivers Construction Company, Inc. in the amount of One Hundred Five Thousand Dollars and Zero Cents (\$105,000.00) is hereby accepted and approved.

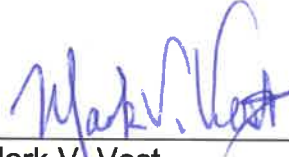
SECTION 2. The Mayor is hereby authorized to forthwith execute the change order.

SECTION 3. The funds necessary to pay for the costs of the change order herein authorized are hereby appropriated in the current fiscal year from the Village's American Rescue Plan Act funds.

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 any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including § 121.22 of the Ohio Revised Code.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the inhabitants of the Village of Madison and for the further reason to meet contractual deadlines; WHEREFORE, this Ordinance shall take effect and be in force from and immediately upon passage.


PASSED:



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Mark V. Vest,  
President of Council

1<sup>st</sup> Reading: 8-28-2023

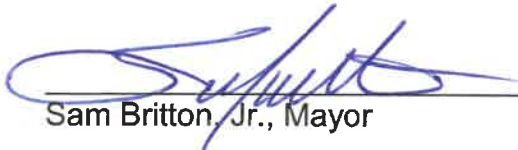
Attested:



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Kristie M. Crockett, Fiscal Officer / Clerk of Council

Approved:

Date: 8/28/2023



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Sam Britton, Jr., Mayor