

ORDINANCE NO. 2021 – 31

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR RMH CONCRETE AND FOUNDATIONS INC., DECREASING THE CONTRACT BY \$8,904.34 FOR THE OAKWOOD ADA IMPROVEMENT PROJECT ( PHASE 1) LOCATED WITHIN THE VILLAGE OF OAKWOOD**

**WHEREAS**, on December 3, 2019, by Resolution 2019-72, Council authorized and directed the Mayor and the Village Engineer to file an application for funding to the Cuyahoga County Department of Development for the Village Hall ADA Improvement Project under the 2019 Community Development Block Grant Program; and

**WHEREAS**, the Cuyahoga County Department of Development had notified the Mayor and the Village Engineer that the Village of Oakwood had been awarded \$133,363.00 for the Village Hall ADA Improvement Project under the 2019 Competitive Municipal Block Grant Program which included the construction of an ADA compliant accessible ramp and entrance doors to the Village Hall; and

**WHEREAS**, on May 14, 2020, by Resolution 2020- 34, Council authorized and directed the Mayor to enter into any agreements with the Cuyahoga County Department of Development to secure the grant award funds for the Village Hall ADA Improvement Project and furthermore authorized and directed the Village Engineer to prepare plans and specifications and bid the Village Hall ADA Improvement Project, and

**WHEREAS**, the bids for the Village Hall ADA Improvement Project –Phase 1 were opened on October 16, 2020 at Oakwood Village Hall; and

**WHEREAS**, October 21, 2020, the Oakwood Village Board of Control authorized the Mayor and the Village Engineer to enter into a contract with RMH Concrete and Foundations Inc., for the Village Hall ADA Improvement Project – Phase 1 in the amount of Forty Three Thousand Four Hundred Seven Dollars and Zero Cents (\$43,407.00), as listed on the bid record on file in the Office of the Clerk of Council; and

**WHEREAS**, the Village Engineer had directed that work items be deleted from the contract due to temperature restrictions at the time of construction.

**NOW THEREFORE, BE IT ORDAINED** by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

**SECTION 1.** The Council of the Village of Oakwood hereby authorizes Change Order No. 1 for RMH Concrete and Foundations Inc., to decrease the contract in the amount of Eight Thousand Nine Hundred Four Dollars and Thirty-Four Cents (\$8,904.34) for the quantity adjustments per the line items contained in the Approved Construction Payment Application dated March 30, 2021.

**SECTION 2.** 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, the reason for the emergency being that the Department of Development wishes to close out the project as soon as possible, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: May 11, 2021

Johnnie A. Warren  
Johnnie A. Warren, President of Council

Debra L. Hladky  
Debra L. Hladky, Clerk of Council

Presented to the Mayor May 12, 2021

Approved: May 12, 2021

Gary V. Gottschalk  
Mayor, Gary V. Gottschalk

I, Debra L. Hladky, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2021-31 was duly and regularly passed by this Council at the meeting held on the 11 day of May, 2021.

Debra L. Hladky  
Debra L. Hladky, Clerk of Council

**POSTING CERTIFICATE**

I, Debra L. Hladky, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that Ordinance No. 2021 - 31 was duly posted on the 12 day of May, 2021, and will remain posted for a period of fifteen (15) days thereafter in accordance with the Village Charter.

Debra L. Hladky  
Debra L. Hladky, Clerk of Council

DATED: May 12, 2021