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**ORDINANCE NO. 07-58 AC CMS**

**AN ORDINANCE AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH BUCKEYE EXCAVATING & CONSTRUCTION, INC., OF NORWALK, OHIO, FOR ADDITIONAL WORK FOR THE STORM SEWER IMPROVEMENTS ON LINCOLN STREET IN THE CITY OF OBERLIN, OH AND DECLARING AN EMERGENCY**

**BE IT ORDAINED** by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

**SECTION 1.** That the City Manager is hereby authorized and directed to authorize additional work pursuant to the contract with Buckeye Excavating & Construction, Inc., of Norwalk, Ohio, for the Lincoln Street Storm Sewer Improvement Project in the amount of \$7278.10, in accordance with the change order attached hereto and incorporated herein by reference.

**SECTION 2.** It is hereby found and determined that all formal actions of this Council concerning or related 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 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 3.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, safety, and welfare of the citizens of Oberlin, Ohio or to provide for the usual daily operation of a municipal department, to wit:

"to immediately authorize additional work which is necessary for the timely completion of an ongoing construction project," and shall take effect immediately upon passage.

**PASSED:**      1<sup>st</sup> Reading – June 18, 2007(E)  
                    2<sup>nd</sup> Reading –  
                    3<sup>rd</sup> Reading –

**ATTEST:**



**Belinda Anderson  
CLERK OF COUNCIL**



**Daniel Gardner  
PRESIDENT OF COUNCIL**

**POSTED: June 19, 2007**

**EFFECTIVE DATE: June 19, 2007**

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**CONTRACT CHANGE ORDER**

07-10-07P04:25 RCVD

Change Order No. 1  
 Project: Contract 2006-04 for Lincoln St. Storm Sewer Improvements  
 Authorized: June 19, 2007  
 Owner: City of Oberlin, Ohio  
 Owner's Contract Designation: Contract 2006-04  
 Contractor: Buckey Excavating & Construction, Inc.

The Contractor is hereby directed to make the following changes in the Contract Documents:  
 Description: Contract Closeout adjusting Contract Amount for quantity changes  
 Reason for Change Order: To finalize and close out contract amount  
 Attachments: Quantity adjustment calculation

<b>CHANGE IN CONTRACT PRICE:</b>		
Original Contract Amounts:		\$ 183,835.00
Net Changes from Previous Change Orders		
	Change Order No. 0 to No. 0	
	Contract Price Change	\$ -
Contract Amounts prior to this Change Order	Contract Price	\$ 183,835.00
Net increase (decrease) with this change order	Contract Price Change	\$ 7,278.10
Contract Amounts with all approved change orders	Contract Price	\$ 191,113.10

All Changes in Contract Time are to be at no additional cost in the contract unless specifically stated in the above description, reason for change order of in an attachment hereto.

<b>RECOMMENDED:</b>	<b>APPROVED:</b>	<b>ACCEPTED:</b>
By: <u>[Signature]</u>	By: <u>[Signature]</u>	By: <u>[Signature]</u>
Engineer (Authorized Signature)	City Manager (Authorized Signature)	Contractor (Authorized Signature)
Date: <u>6/27/07</u>	Date: <u>6/27/07</u>	Date: <u>7-2-07</u>