

ORDINANCE NO. 2021-59
INTRODUCED BY: DEBERNARDO

4349

**AN ORDINANCE
AUTHORIZING THE AMENDMENT TO THE CONTRACT
BETWEEN THE VILLAGE OF CHAGRIN FALLS AND
WORKMAN INDUSTRIAL SERVICES, INC. TO INCREASE
THE CONTRACT AMOUNT, AND EXECUTE A CHANGE
ORDER, AND DECLARING AN EMERGENCY.**

WHEREAS, the Village enacted Ordinance 2020-34 on July 27, 2020 authorizing the Mayor to enter into a contract with Workman Industrial Services, Inc. (“Workman”) to provide for the 2020 Waste Water Treatment Plant Improvements; and

WHEREAS; the Village did enter into a contract with Workman on September 28, 2020 and Workman has been performing the contract and installing improvements to the Wastewater Treatment Plant; and

WHEREAS, the Village has determined from the project work inspection that a change order and an increase in the scope of work by Workman is required for process piping and filter base modifications and for overtime for disk filter installation as requested by the Ohio Environmental Protection Agency; and

WHEREAS, the Village has determined that the amount requested by Workman for the change order in the amount of Sixty-Six Thousand Six Hundred Eighteen Dollars and Thirty-Three Cents (\$66,618.33) is reasonable and acceptable.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE
OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

Section 1. The Mayor is hereby authorized to enter an amendment to the contract with Workman to provide for a change order in the contract into the Wastewater Treatment Plant Improvements in the amount of Sixty-Six Thousand Six Hundred Eighteen Dollars and Thirty-Three Cents (\$66,618.33) as evidenced by the Contract Change Order attached hereto and made a part hereof as **Exhibit “A”**.

Section 2. Except as set forth in **Exhibit “A”** attached hereto for the Contract Change Order, the contract between the Village of Chagrin Falls and Workman shall remain in full force and effect and nothing contained herein shall be construed to authorize any further amendments, waivers, releases, or deviations from such contract, without adoption of an ordinance adopted by the Village Council.

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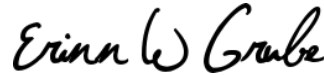
Section 3. The Finance Director is authorized to appropriate to a proper account a sum sufficient to cover the cost of the Contract Change Order authorized in Section 1 of this Ordinance.

Section 4. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

Section 5. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

Section 6. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the Village and for the further reason that it is necessary that this Ordinance needs to take immediate effect so that the piping and filter base modifications can be provided and for the disk filter installation to be completed in a timely manner; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force after the earliest period allowed by law.

PASSED: September 27, 2021



Erinn Grube, Council President

Submitted to the Mayor for
his approval on this

28th day of September, 2021

Approved by the Mayor

09/29/2021



Mayor William Tomko

I hereby certify that Ordinance No. 2021-59 was duly enacted on the 27th day of September, 2021, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.



David Bloom, Clerk of Council

