

**ORDINANCE NO. 2009 - 107**

**AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER #1 TO THE EXISTING CONTRACT BETWEEN THE CITY OF MASON AND STEPHEN GROSS & SONS, INC. IN THE AMOUNT OF \$24,148 FOR THE CITY OF MASON COMMUNITY CENTER ADDITION AND ALTERATIONS.**

WHEREAS, the City of Mason entered into a Contract dated June 8, 2009, Ordinance 2009-58, with Stephen Gross & Sons, Inc., for The Mason Community Center Additions and Alterations; and

WHEREAS, the Contract provides for the payment of an amount not to exceed \$5,955,000.00 for completion of the work specified in the Contract; and

WHEREAS, the City of Mason and Stephen Gross & Sons, Inc., now mutually desire to amend the Contract by the execution of a Change Order, which will modify the work specified in the Contract and will increase the payment for completion of the work specified in the Agreement by the amount not to exceed an additional \$24,148.00, which is a total of \$5,979,148.00 for the completed contract; and

WHEREAS, Section 133.05 of the Codified Ordinances of Mason, Ohio, requires that the Council approve any change order on an existing contract exceeding \$15,000.00.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, seven members thereto occurring:


Section 1. That the City Manager of the City of Mason is hereby authorized to execute on behalf of the City a Change Order to the Contract with Stephen Gross & Sons, Inc., for the increased compensation not to exceed \$24,148.00 for a total contract of \$5,979,148.00.

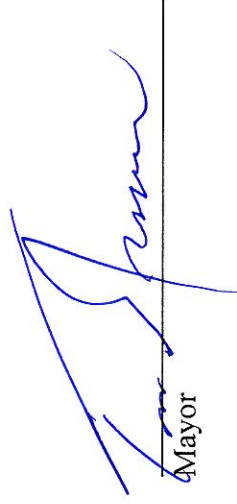
Section 2. That the Finance Director of the City of Mason is hereby authorized to increase the amount of compensation payable to Stephen Gross & Sons, Inc. under the Contract by the amount not to exceed an additional \$24,148.00 upon satisfactory completion of the work agreed to in the Change Order.

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 28<sup>th</sup> day of September, 2009.

Attest

  
Clerk of Council

  
Mayor