

ORDINANCE NO. 2009 - 133

AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER #2 TO THE EXISTING CONTRACT BETWEEN THE CITY OF MASON AND STEPHEN GROSS & SONS, INC. IN THE AMOUNT OF \$50,469 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, plus Change Order #1, dated September 28, 2009, Ordinance 2009-107 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 \$5,979,148.00 as previously amended 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 Change Order #2, 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 \$50,469, which is a total of \$6,029,617 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, six members thereto occurring:

Section 1. That the City Manager of the City of Mason is hereby authorized to execute on behalf of the City Change Order #2 to the Contract with Stephen Gross & Sons, Inc., for the increased compensation not to exceed \$50,469 for a total contract of \$6,029,617.

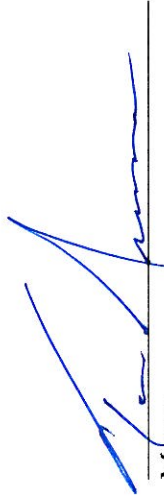
Section 2. That the Finance Director of the City of Mason is hereby authorized to increase the amount of compensation payable to Stephen Gross & Sons, Inc. under the Contract by the amount not to exceed an additional \$50,469 upon satisfactory completion of the work agreed to in the Change Order.

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

Passed this 30th day of November, 2009.

Attest


Clerk of Council


Mayor