

**ORDINANCE NO. 2009 - 46**

**AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER #1 TO THE EXISTING CONTRACT BETWEEN THE CITY OF MASON AND MT. PLEASANT BLACKTOPPING, IN THE AMOUNT OF \$19,661.78, FOR THE CITY OF MASON SITE WORK AND THE CITY OF MASON/DEERFIELD TOWNSHIP 2009 JOINT STREET RESURFACING PROGRAM.**

WHEREAS, The City of Mason entered into a Contract dated February 23, 2009, Ordinance 2009-11, with Mt. Pleasant Blacktopping, for The City Of Mason Site Work And The City Of Mason/Deerfield Township 2009 Joint Street Resurfacing Program; and

WHEREAS, the Contract provides for the payment of an amount not to exceed \$3,257,237.45 for completion of the work specified in the Contract; and

WHEREAS, The City of Mason and Mt. Pleasant Blacktopping, 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 \$19,661.78, which is a total of \$3,276,899.23 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.

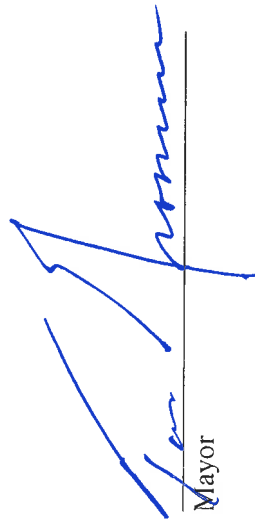
NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, seven members thereto occurring:


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 Mt. Pleasant Blacktopping, for the increased compensation not to exceed \$19,661.78 for a total contract of \$3,276,899.23.

Section 2. That the Finance Director of the City of Mason is hereby authorized to increase the amount of compensation payable to Mt. Pleasant Blacktopping under the Contract by the amount not to exceed an additional \$19,661.78 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 18<sup>th</sup> day of May, 2009.

  
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Mayor

Attest  
  
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Clerk of Council