

ORDINANCE NO. 2010 - 121

**AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER #3 TO THE EXISTING CONTRACT BETWEEN THE CITY OF MASON AND WITTRICK WOODWORKING AND MANUFACTURING COMPANY, INC. IN THE AMOUNT OF \$10,981 FOR THE CITY OF MASON COMMUNITY CENTER ADDITION AND ALTERATIONS AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Mason entered into a Contract dated June 8, 2009, Ordinance 2009-60, plus Change Order #1, dated November 30, 2009, Ordinance 2009-136, plus Change Order #2 dated May 10, 2010, Ordinance 2010-51, with Wittrock Woodworking and Manufacturing Company, Inc., for The Mason Community Center Additions and Alterations; and

WHEREAS, the Contract provides for the payment of an amount not to exceed \$594,698 as previously amended for completion of the work specified in the Contract; and

WHEREAS, the City of Mason and Wittrock Woodworking and Manufacturing Company, Inc. now mutually desire to amend the Contract by the execution of Change Order #3, 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 \$10,981, which is a total of \$605,679 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.

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

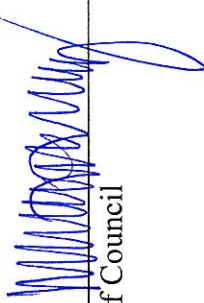
Section 1. That the City Manager of the City of Mason is hereby authorized to execute on behalf of the City Change Order #3 to the Contract with Wittrock Woodworking and Manufacturing Company, Inc., for the increased compensation not to exceed \$10,981 for a total contract of \$605,679.

Section 2. That the Finance Director of the City of Mason is hereby authorized to increase the amount of compensation payable to Wittrock Woodworking and Manufacturing Company, Inc., under the Contract by the amount not to exceed an additional \$10,981 upon satisfactory completion of the work agreed to in the Change Order.

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare and shall be effective immediately upon its passage. The reason for said declaration of emergency is the need to execute the change order at the earliest possible date.

Passed this 22<sup>nd</sup> day of November, 2010.

Attest

  
\_\_\_\_\_  
Clerk of Council

  
\_\_\_\_\_  
Mayor