

**ORDINANCE NO. 20-074**

**AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPROVE THE FIRST & FINAL CHANGE ORDER FOR WORK PERFORMED BY ABC PIPING CO., OF BROOKLYN HEIGHTS, OHIO, FOR THE VENICE ROAD PUMP STATION IMPROVEMENTS PROJECT; AND DECLARING THAT THIS ORDINANCE SHALL TAKE IMMEDIATE EFFECT IN ACCORDANCE WITH SECTION 14 OF THE CITY CHARTER.**

**WHEREAS**, the Venice Road Pump Station Improvements Project involves improvements to the pump station to replace all three (3) existing pumps including a new generator, and electrical and mechanical systems; and

**WHEREAS**, the City Commission authorized and directed the City Manager to enter into an agreement for Professional Design Services with Jones & Henry Engineers, Ltd., of Toledo, Ohio, for the Venice Road Pump Station Improvements Project by Resolution No. 16-213, passed on November 28, 2016; and

**WHEREAS**, the City Commission declared the necessity to proceed with the proposed Venice Road Pump Station Improvements Project by Resolution No. 001-18R, passed on January 8, 2018; and

**WHEREAS**, the City Commission approved the awarding of the contract to ABC Piping Co., of Brooklyn Heights, Ohio, for work to be performed for the Venice Road Pump Station Improvements Project by Ordinance No. 18-027, passed on February 12, 2018; and

**WHEREAS**, the City Commission authorized and directed the City Manager to enter into an agreement for Professional Design Services with K.E. McCartney & Associates, Inc., of Mansfield, Ohio, for contract administration and inspection services for the Venice Road Pump Station Improvements Project by Ordinance No. 18-055, passed on March 12, 2018; and

**WHEREAS**, this First & Final Change Order provides for additional power and gas supply items required to be completed with Ohio Edison and Columbia Gas prior to start of construction, the replacement of gate valves and check valves, and the deduction of contingency and allowances, and these items are summarized below:

1.	Project Contingency	DEDUCT	(\$86,461.00)
2.	Allowance for New Power Supply	DEDUCT	(\$5,000.00)
3.	Allowance for New Gas Supply	DEDUCT	(\$6,000.00)
4.	Replace existing (6 each) 10" gate & (3 each) 10" check valves	ADD	\$15,180.00
5.	New Starters & overload modules for fans	ADD	\$1,812.80
6.	Additional Meltric plugs 3 each	ADD	\$7,080.70
7.	Replacement surge suppressors	ADD	\$2,821.50
8.	Additional programming for VFDs	ADD	\$1,375.00
9.	Additional programming for Control Panel	ADD	\$1,705.00
	<b>TOTAL</b>		<b>(\$67,486.00)</b>

**WHEREAS**, the original contract with ABC Piping Co., of Brooklyn Heights, Ohio, was \$950,461.00, and with the deduction of this First & Final Change Order

in the amount of \$67,486.00, the final contract cost is \$882,975.00 and will be paid with Sewer Funds; and

**WHEREAS**, this Ordinance should be passed as an emergency measure under suspension of the rules in accordance with Section 14 of the City Charter in order to for the contractor to be paid for work already completed and close out the completed project; and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of the Municipal Departments, including the Department of Public Services, of the City of Sandusky, Ohio, the City Commission of the City of Sandusky, Ohio finds that an emergency exists regarding the aforesaid, and that it is advisable that this **Ordinance** be declared an emergency measure which will take immediate effect in accordance with Section 14 of the City Charter upon its adoption; and NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. The City Manager is hereby authorized and directed to approve this First & Final Change Order for work performed for the Venice Road Pump Station Improvements Project and to deduct from the contract amount the sum of Sixty Seven Thousand Four Hundred Eighty Six and 00/100 Dollars (\$67,486.00) resulting in the final contract cost of Eight Hundred Eighty Two thousand Nine Hundred Seventy Five and 00/100 Dollars (\$882,975.00) with ABC Piping Co., of Brooklyn Heights, Ohio.

Section 2. If any section, phrase, sentence, or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Ordinance were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance is hereby declared to be an emergency measure which shall take immediate effect in accordance with Section 14 of the City Charter after its

**PAGE 3 - ORDINANCE NO. 20-074**

adoption and due authentication by the President and the Clerk of the City Commission of the City of Sandusky, Ohio.

A handwritten signature in blue ink, appearing to read "Richard R. Brady".

RICHARD R. BRADY  
PRESIDENT OF THE CITY COMMISSION

A handwritten signature in blue ink, appearing to read "Kelly L. Kresser".

KELLY L. KRESSER  
CLERK OF THE CITY COMMISSION

Passed: May 11, 2020