

ORDINANCE NO. 27-18
BY: JOHN B. SHEPHERD

FIRST READING: 5/14/18
SECOND READING: 5/29/18
THIRD READING: 6/11/18

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO EXTEND THE AGREEMENT WITH FABRIZI TRUCKING & PAVING CO., INC. LAKEVIEW AVENUE HAMPTON ROAD (SOUTH) PROJECT AGREEMENT FOR ADDITIONAL PAVING WITHIN THE CONSTRUCTION ZONE ON HILLIARD BLVD. BETWEEN GASSER BLVD. AND WESTMOOR AT A COST NOT TO EXCEED \$479,780.00

WHEREAS, as provided for in Article VII, Section 4 of the City of Rocky River Charter, states that Council may authorize expenditures without public bidding for product, services and emergency repair including labor and material; and

WHEREAS, in Ordinance 31-17 City Council had determined that it was in the best interest of the City of Rocky River to accept the bid and enter into a contract with Fabrizi Trucking & Paving Co. Inc. for the Hampton Road (South) Lakeview Avenue Sewer Improvement Project; and

WHEREAS, Ohio Public Works has authorized additional paving improvements under the current agreement with Fabrizi Trucking and Paving of Fabrizi Trucking & Paving Co., Inc., for a total cost not to exceed Four Hundred Seventy-Nine Thousand Seven Hundred Eighty Dollars and 00/100 (\$479,780.00) and is incorporated into the project: O.P.W.C. NO. CA11T as further described in Exhibit "A".

WHEREAS, upon this approval, the City of Rocky River will use the balance of the DOWPIC funding to pave a section of Hilliard Blvd. between Gasser Blvd. and Westmoor Rd. in the amount of \$479,780.00 in the Lakeview and Hampton sewer construction zone as further described in Exhibit "A".

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ROCKY RIVER, COUNTY OF CUYAHOGA, STATE OF OHIO:

SECTION 1. That the Mayor and Safety Service Director are hereby authorized to enter into a contract with Fabrizi Trucking & Paving Co, Inc., 20389 First Avenue, Middleburg Hts., OH, 44130 for Hampton Road (South) Lakeview Avenue Sewer Improvement Project O.P.W.C. NO. CA11T in an amount not to exceed \$479,780.00.

SECTION 2. That \$479,780.00 shall be paid from the Capital Improvement Fund – Resurfacing Contractors account.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health and safety and for the further reason that it is necessary to proceed immediately because of imperative nature of meeting paving schedules and that by immediately commencing work will allow the City to fully use the construction season ahead and, provided it receives the affirmative vote of two-thirds (2/3) of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: June 11th, 2018
PRESENTED: June 11th, 2018
MAYOR: June 11th, 2018
TEST:
SUSAN G. PEASE, Clerk of Council
JAMES W. MORAN, President of Council
PAMELA E. BOBST, Mayor
MICHAEL THOMAS, CPA, Director of Finance
I, the undersigned clerk of council of the city of Rocky River, State of Ohio, do hereby certify that publication of the foregoing ordinance was duly made by posting a true copy thereof in the lobby of the Rocky River City Hall, in accordance with the charter of Rocky River, commencing on the 11th day of June, 2018.
Susan G. Pease, Clerk of Council of the City of Rocky River, Ohio

City of Rocky River } ss
County of Cuyahoga }

THE UNDERSIGNED CLERK OF THE COUNCIL OF THE CITY OF ROCKY RIVER, OHIO DOES HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 27-18 ADOPTED BY THE COUNCIL OF SAID CITY ON THE 11th DAY OF June, 20 18 THAT THE PUBLICATION OF SUCH ORDINANCE HAS BEEN MADE AND CERTIFIED OF RECORD ACCORDING TO LAW; THAT NO PROCEEDINGS LOOKING TO A REFERENDUM UPON SUCH ORDINANCE HAVE BEEN TAKEN; THAT SUCH ORDINANCE AND THE CERTIFICATE OF PUBLICATION THEREOF, ARE OF RECORD IN ORDINANCE RECORD NO. 27-18

IN WITNESS WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY NAME AND AFFIXED MY OFFICIAL SEAL THIS 11th DAY OF June, 20 18.

Aaron A. Blase
CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO

THE UNDERSIGNED CLERK OF THE COUNCIL OF THE CITY OF ROCKY RIVER, OHIO DOES HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 27-18 ADOPTED BY THE COUNCIL OF SAID CITY ON THE 11th DAY OF June, 20 18 THAT THE PUBLICATION OF SUCH ORDINANCE HAS BEEN MADE AND CERTIFIED OF RECORD ACCORDING TO LAW; THAT NO PROCEEDINGS LOOKING TO A REFERENDUM UPON SUCH ORDINANCE HAVE BEEN TAKEN; THAT SUCH ORDINANCE AND THE CERTIFICATE OF PUBLICATION THEREOF, ARE OF RECORD IN ORDINANCE RECORD NO. 27-18

CLERK OF COUNCIL OF THE CITY OF ROCKY RIVER, OHIO

Exhibit "A"

