

TEMPORARY RESOLUTION NO. 77-24

PERMANENT RESOLUTION NO. _____

A RESOLUTION TO AMEND PERMANENT RESOLUTION 110-23 AUTHORIZING THE SERVICE-SAFETY DIRECTOR TO ENTER INTO A CONTRACT FOR CONSTRUCTION OF THE INDEPENDENCE BOULEVARD AND EAST MAIN STREET CULVERT REPLACEMENT PROJECTS AND TO DECLARE AN EMERGENCY

WHEREAS, City Council passed Permanent Resolution 110-23 on November 13, 2023, authorizing a contract amount not to exceed One Million Dollars (\$1,000,000.00) for the construction of the Independence Boulevard and East Main Street Culvert Replacement Projects; and

WHEREAS, upon commencing construction, the City's contractor on the project experienced multiple conflicts with existing utilities, which have delayed the project and will necessitate spending additional funds to address these utility conflicts; and

WHEREAS, the contractor also has legitimate claims stemming from these utility conflict delays that will necessitate additional funds to settle; and

WHEREAS, the cost of the additional work and the associated delay claims will cause the overall contract price to exceed the original contract amount of One Million Dollars (\$1,000,000.00); and

WHEREAS, to ensure the contractor can complete all the work that is necessary to finish this project, City Council is being asked to authorize the expenditure of up to Four Hundred Thousand Dollars (\$400,000.00) in additional funds; now, therefore,

BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO:

SECTION 1. That Section 1 of Permanent Resolution 110-23 be amended to read as follows:

"SECTION 1. That the Service-Safety Director is hereby authorized to enter into a contract for the construction of the Independence Boulevard and East Main Street Culvert Replacement Projects in an amount not to exceed One Million Four Hundred Thousand Dollars (\$1,400,000.00)."

SECTION 2. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the City and for the further reason that inability to authorize additional contract work on the projects will result in delayed payments to the contractor for expenses they have already incurred and could lead to more delays and additional project costs; wherefore, this resolution shall take effect and be in force immediately upon its adoption and approval by the Mayor.

Passed: _____ after _____ reading. Vote: Yeas _____ Nays _____

Date Approved: _____

President of Council

Clerk: _____

Offered by: _____

Second by: _____

Mayor

Requested by Water/Water Pollution Control Committee