

ORDINANCE NO. 21-08  
INTRODUCED BY: Ms. Maier

**AN ORDINANCE**  
**AUTHORIZING CHANGE ORDER #3 TO THE CONTRACT WITH**  
**TRIMOR CORPORATION FOR THE SUNSET UTILITIES PROJECT,**  
**AND DECLARING AN EMERGENCY**

**WHEREAS**, the City had an original Agreement with Tri-Mor Corporation, 8530 Boyle Parkway, Twinsburg, OH 44087 in the amount of Three Hundred Sixty-Three Thousand, Three Hundred Seventy-Five Dollars (\$363,375.00) as authorized by Ordinance No. 19-115 passed on December 16, 2019; and

**WHEREAS**, Council approved Change Order #1 authorizing Alternate Item #3, increasing the contract amount by Thirteen Thousand, Two Hundred Dollars (\$13,200.00) passed by Council on February 10, 2020 (Ordinance No. 20-17); and

**WHEREAS**, Change Order #2, outlining a credit for recycled aggregate materials in the amount of Five Thousand, Two Hundred Ninety-Two Dollars (\$5,292.00) is dated March 1, 2020; and

**WHEREAS**, unforeseen circumstances were encountered including extra hand excavation due to a deeper than standard waterline, location of utility lines, use of trench boxes and specialized fill material, and the thickness of the existing pavement, while performing the work incorporated in Alternate Item #3 from the original bid; and

**WHEREAS**, the city submits Change Order #3 for approval of the additional expenses to complete Alternate Item #3;

**NOW THEREFORE, BE IT ORDAINED** by the Council of the City of Bay Village, Ohio:


**SECTION 1.** That the Mayor is hereby authorized to execute Change Order #3 for Tri-Mor Corporation, 8530 Boyle Parkway, Twinsburg, OH 44087, increasing the total of said Contract amount by Eighteen Thousand, Five Hundred Fifty-Six Dollars and Forty-Seven Cents (\$18,556.47) and bringing the Final Contract Price to Three Hundred Eighty-Nine Thousand, Eight Hundred Thirty-Nine Dollars and Forty-Seven Cents (\$389,839.47).

**SECTION 2.** That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is immediately necessary to accept this change, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

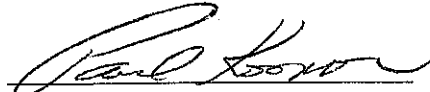
Ordinance – Change Order 3 for Tri-Mor Corporation for Sunset Utilities

PASSED: February 1, 2021

  
PRESIDENT OF COUNCIL

  
CLERK OF COUNCIL

APPROVED: February 2, 2021

  
MAYOR

012821 jt