

ORDINANCE NO. 2009-22

AMENDING ORDINANCE NO. 2008-43 RELATED TO THE 2008
STREET PROGRAM FOR THE SUPPLEMENTAL ITEMS AS
DESCRIBED BELOW; AND DECLARING AN EMERGENCY

WHEREAS, Section 9.12 of Article IX of the Charter of the City of Blue Ash, Ohio, provides the method under which the City Manager shall make purchases and enter into contracts on behalf of the City; and

WHEREAS, after following a formal bid process, City Council passed Ordinance No. 2008-43 in July 2008 which authorized a bid award and contract for the 2008 Street Program to Barrett Paving Materials Inc. for the successful bidder's unit prices as attached to that ordinance; and

WHEREAS, it is necessary to add four line items associated with work related to the 2008 Paving program: two of these items were needed to comply with the Federal Americans with Disabilities Act (ADA), related to ramps at Reed Hartman Highway/Lake Forest Drive; another item (asphalt binder price adjustment) was required by ODOT Construction and Materials Specifications; and the final item represents a credit to the contract for damage to a communications cable repaired by the City.

Be it ordained by the Council of the City of Blue Ash, not less than five (5) members thereof concurring,

SECTION I.

Ordinance No. 2008-43 is hereby amended to reflect the following changes in the contract and related unit prices/line items with Barrett Paving Materials Inc. associated with the 2008 Street Program:

- Additional electrical work for an additional amount not to exceed \$4,053.00;
- Additional concrete retaining wall work for an amount not to exceed \$1,155;
- An asphalt binder adjustment for an additional amount not to exceed \$18,103.18; and
- Communications cable repair for a credit of \$1,991.28

SECTION II.

The Treasurer and Deputy Treasurer are hereby authorized to make the aforementioned expenditure, which funds are hereby appropriated.

SECTION III.

This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and welfare of the City of Blue Ash; the reason for the emergency being the need to close out the 2008 Paving Program project. Therefore, this ordinance shall take effect and be in force from and after its passage.

PASSED this 23rd day of April, 2009.

Robert J. Buckman, Jr., Mayor

Susan K. Bennett, Deputy Clerk of Council

APPROVED AS TO FORM:

Bryan Pacheco, Deputy Solicitor