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Clerk of Council

# City of Willoughby Hills

Council  
CHRISTOPHER L. BIRO  
DAVID M. FIEBIG  
FRANK A. GERMANO

## ORDINANCE NO. 2013 - 53

### AN ORDINANCE APPROVING A CHANGE ORDER FOR 2013 PAVEMENT MARKINGS PROGRAM WITH PAT FLOWERS, INC. OF HIGHLAND HEIGHTS, OHIO AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 2013-12 adopted by Council on March 28, 2013, authorized and directed the Mayor to enter into Contract with Pat Flowers Inc. of Highland Heights, Ohio for the 2013 Pavement Markings Program; and

WHEREAS, after the contract award, Pat Flowers, Inc. was asked to add edge line to Rockefeller Road, which were not previously present and were not included in past projects; therefore not included in the original bid quantities; and

WHEREAS, the work performed by Pat Flowers, Inc. was verified, was found to be satisfactory, and provided added value to the City; therefore, the City Engineer has recommended approval of the additional costs; see *Exhibit "B"*, consisting of thirty-two (32) pages, attached hereto and incorporated herein by reference.

### ***NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:***

**SECTION 1.** The *Willoughby Hills Change Order, dated December 5, 2013* for the 2013 Pavement Markings Program with contractor Pat Flowers, Inc. of Highland Heights, Ohio in the amount of \$5,682.73 for additional work and services as identified in the said Change Order, consisting of one (1) page, attached hereto as *Exhibit "A"* and incorporated herein by reference, is hereby approved in accordance with the recommendation of the City Engineer, and to that extent, said Contract is hereby amended.

**SECTION 2.** The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 3.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills insofar as it provides for the usual daily operation of a municipal department, and to ensure that immediate payment be made to said Contractor; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: December 12, 2013

Nancy E. Fellows  
Nancy E. Fellows  
President of Council

Submitted to the Mayor for his approval on this 12 day of December, 2013

Approved by the Mayor  
December 12, 2013

ATTEST:  
Victoria Ann Savage  
Victoria Ann Savage, CMC  
Clerk of Council

Robert M. Weger  
Robert M. Weger  
Mayor