SPONSOR: EBrown Jadamo

## **ORDINANCE NO. 24-09**

AN ORDINANCE AUTHORIZING AN AMENDMENT IN THE CONTRACT BETWEEN THE CITY OF JACKSON, OHIO AND JONES & HENRY ENGINEERS, LTD., CONCERNING THE WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 286-06, adopted by Jackson City Council on December 14, 2006, the City of Jackson, Ohio and Jones & Henry Engineers, Ltd. (J&H) entered into an Agreement wherein J&H agreed to provide engineering services for the City's Wastewater Treatment Plant Improvement Project, the original Agreement being in an amount of \$729,450.00; and

WHEREAS, the City and J&H previously agreed to amend the original agreement, and Jackson City Council now desires to formalize the amendment in the form of an ordinance so as to include additional services which have become necessary; and

WHEREAS, as a result of the additional services it is anticipated there will be an additional cost of \$30,000.00.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

Section One. The City hereby authorizes the amendment of the original Agreement between the City and J&H so as to include additional services which are required, said additional services as being outlined in the attached document. The additional cost for the services provided shall not exceed Thirty Thousand and N0/100 Dollars (\$30,000.00). The additional costs associated with these additional services shall be paid from line item number 414-7525-53064 (Sewer Plant Improvement Project Fund).

Ordinance necessary for the immediate preservation of the public peace, health, or safety of the City of Jackson, and for the further reason that it is necessary to complete this amendment as soon as possible in order to formalize the amendment previously agreed to and in order that a purchase order may be prepared to pay for the additional services. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

<u>Section Three.</u> In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

**Section Four.** 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 that resulted in those formal actions were in meetings open to the public, all in compliance with the law.

Date: 3-9-09

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

Approved:

Date: 3-5-09

Rank R Heath