

**VILLAGE OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2019-15**

A RESOLUTION APPROVING AND AUTHORIZING MAYOR AND FISCAL OFFICER TO EXECUTE ADDENDUM #1 TO AGREEMENT WITH MCGILL SMITH PUNSHON INC. FOR THE ZOAR ROAD SANITARY SEWER PROJECT IN THE VILLAGE OF SOUTH LEBANON, AND DECLARING AN EMERGENCY

WHEREAS, on September 20th, 2018, the Village Council passed Resolution No. 2018-46 and entered into an agreement with McGill Smith Punshon Inc. (“Engineer”) for the design and inspection of the Zoar Road Sanitary Sewer Project in the amount of \$238,300.00; and,

WHEREAS, it has been determined that additional underground utility location services are needed for the Project due to the quantity of utilities located along the proposed project route; and,

WHEREAS, the Engineer has submitted a proposal for additional underground utility locations services which will result in a not to exceed cost of \$246,300.00 which is a net increase of \$8,000.00 from the original contract price; and,

WHEREAS, immediate action is required to approve said addendum due to the necessity of underground utility location is needed to continue the surveying and design of the project and such action is necessary in order to preserve the public peace, health, safety or welfare of the Village.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of South Lebanon, at least two-thirds of all members elected thereto concurring:

Section 1. Approve Addendum #1 to the Agreement with McGill Smith Punshon Inc., a copy of which is attached hereto, and further authorize the Mayor and Fiscal Officer to execute an Addendum on behalf of the Village.

Section 2. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 3. That this Resolution is hereby declared to be an emergency measure in accordance with Ohio Rev. Code § 731.30 for the immediate preservation of the public peace, health, safety and general welfare; and, this Resolution shall be in full force and effective immediately upon its passage.

Section 4. That it is found and determined that all formal actions of the Council concerning and relating to passing this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

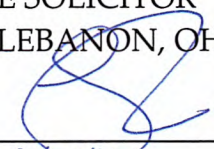
Adopted this 21th day of March, 2019.

Attest: Nicole Armstrong James D. Smith
Nicole Armstrong, Fiscal Officer/Clerk James D. Smith, Mayor

Rules Suspended: / /2019 (if applicable)	Effective Date – / /2019
Vote - <u>5</u> Yeas ___ Nays	
First Reading – / /2019	Effective Date – / /2019
Second Reading – / /2019	
Third Reading – / /2019	
Vote - ___ Yeas ___ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON
VILLAGE SOLICITOR
SOUTH LEBANON, OHIO

By: 
Date: 3/21/19



ADDENDUM TO THE CONTRACT

Addendum No.: 1

Date of Addendum: March 14, 2019

Original Contract: Public Sanitary Sewer Project, Zoar Road and River Corridor Area

Original Contract Date: September 20th, 2018 Project Number: 06308.12

The following services requested by the CLIENT are in addition to the services as described in the base agreement for services as described above.

1. Services to be Provided:

- 1.1. Marking of existing utility lines along the project route by The Underground Detective.
1.2. Administration and Coordination by McGill Smith Punshon, Inc.

2. Compensation

- 2.1. Fees for services as described above:
2.1.1. Eight thousand dollars (\$8,000.00).

3. The above described additional services and fees in this addendum are part of the original contract for professional services as described above. All conditions of the original contract shall apply in full to conditions of this addendum unless specifically designated otherwise.

McGill Smith Punshon, Inc.

Village of South Lebanon

CLIENT

By: [Signature of Robert DeWitt]

By: [Signature of James J. Smith]

Title: Vice President, Surveying

Title: Mayor

Date: March 14, 2019

Date: 3/21/19

06308123-CLI-ADM-Change Order for TUD

Approved as to form:

[Signature of Paul R. Revelson]
Paul R. Revelson
Village Solicitor