

**VILLAGE OF SOUTH LEBANON, OHIO  
RESOLUTION NO. 2019-45**

**A RESOLUTION APPROVING AND AUTHORIZING MAYOR AND FISCAL OFFICER TO EXECUTE CHANGE ORDER #1 TO CONTRACT WITH BARRETT PAVING MATERIALS, INC. FOR THE 2019 VILLAGE RESURFACING PROGRAM PROJECT IN THE VILLAGE OF SOUTH LEBANON, AND DECLARING AN EMERGENCY**

**WHEREAS**, on June 20, 2019, the Village Council passed Resolution No. 2019-26 and entered into a contract with Barrett Paving Materials, Inc. ("Contractor") for the construction of the 2019 Village Resurfacing Program in the amount of \$88,670.32; and,

**WHEREAS**, subsequent to awarding the Project and during construction, additional pavement repair was required beyond the estimated quantities along with additional pavement markings which were needed which results in an increase of \$34,250.26 to the contract price, with a total project cost of \$122,920.58; and,

**WHEREAS**, immediate action is required to approve said change order to close out project and process final invoice in a timely manner 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 Change Order #1 with Barrett Paving Materials, Inc., a copy of which is attached hereto, and further authorize the Mayor and Fiscal Officer to execute a Change Order 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 3<sup>rd</sup> day of October, 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>6</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: 10/3/19