

**CITY OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2024-50**

A RESOLUTION APPROVING AND AUTHORIZING CITY ADMINISTRATOR TO EXECUTE CHANGE ORDER #2 WITH BENCHMARK LAND MANGEMENT, LLC FOR THE FOREST AVENUE RECONSTRUCTION PROJECT, AND DECLARING AN EMERGENCY

WHEREAS, on September 5, 2024, the City Council adopted Resolution No. 2024-31 and entered a contract with Benchmark Land Management, LLC (“Contractor”) for the construction of the Forest Avenue Reconstruction Project in the amount of \$596,070.50; and,

WHEREAS, on November 21, 2024, adopted Resolution No. 2024-46 approving Change Order No. 1 resulting in an addition of \$6,616.96 to the contract price and a total contract price of \$602,687.46; and,

WHEREAS, during construction, the actual quantities of asphalt were slightly above the planned quantities resulting in an addition of \$2,470.00 to the contract price and a total contract price of \$605,157.50; and,

WHEREAS, immediate action is required to approve said change order during the construction phase of the Project and such action is necessary in order to preserve the public peace, health, safety or welfare of the City.

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

Section 1. Approve Change Order #2 with Benchmark Land Management, LLC, a copy of which is attached hereto, and further authorize the City Administrator to execute Change Order #2 on behalf of the City for a net increase of \$2,470.00 and a total contract price of \$605,157.50.

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.

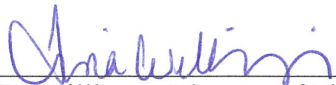
Section 4. That it is found and determined that all formal actions of the Council concerning and relating to passing this Resolution were adopted in an open meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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Adopted this 19th day of December, 2024.



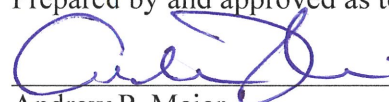
Linda S. Burke, Mayor

Attest: 

Petrina D. Williams, Director of Finance/Clerk

Rules Suspended:	<u>12/19/24</u>	(if applicable)
First Reading:	<u>-</u>	
Second Reading:	<u>-</u>	
Vote:	<u>6</u> Yeas	
	<u> </u> Nays	
Effective Date:	<u>12/19/24</u>	

Prepared by and approved as to form:

 12/19/2024
Andrew P. Meier
Law Director
City of South Lebanon, Ohio

