

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 41 - 2011

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
8 INTO A MODIFICATION OF CONTRACT NO. 6519 WITH SRW
9 ENVIRONMENTAL SERVICES, INC., AND DECLARING AN
10 EMERGENCY.
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13 WHEREAS, under the authority of Ordinance 96-2009, the City entered into
14 Contract No. 6519 with SRW Environmental Services, Inc., for the purpose of obtaining
15 the professional services necessary to conduct environmental remediation of certain real
16 property known as 4610 State Road (Parcel No. 37-00002), pursuant to a grant from
17 the State of Ohio; and
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19 WHEREAS, it is necessary to adjust the professional service fees beyond what was
20 originally estimated, and to authorize performance of additional professional work made
21 necessary by unforeseen site conditions, in order to complete the remediation work,
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23 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
24 County of Summit and State of Ohio, that:
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26 Section 1. The Mayor is hereby authorized to enter into a modification of Contract
27 No. 6519 with SRW Environmental Services, Inc., authorizing additional professional
28 services made necessary by unforeseen site conditions, in order to complete
29 environmental remediation of the site at 4610 State Road (Parcel No. 37-00002). The
30 fees to be paid for the additional professional services shall be as necessary in the
31 opinion of the Mayor but not to exceed an amount \$51,000 over the original estimated
32 fees for professional services set forth in the contract. Said modification shall be
33 prepared in writing and signed by the Mayor, on behalf of the City, and the Contractor.
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35 Section 2. The Director of Finance is hereby authorized and directed to pay invoices
36 for work based upon the Contract as modified, in an amount not to exceed \$51,000 over
37 the original estimated fees for professional services set forth in the contract, from the
38 Capital Projects Fund.
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40 Section 3. Any other ordinances and resolutions or portions of ordinances and
41 resolutions inconsistent herewith are hereby repealed, but any ordinances and
42 resolutions or portions of ordinances and resolutions not inconsistent herewith and
43 which have not previously been repealed are hereby ratified and confirmed.
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45 Section 4. It is found and determined that all formal actions of this Council
46 concerning and relating to the adoption of this ordinance were adopted in an open
47 meeting of this Council and that all deliberations of this Council and of any of its
48 committees that resulted in such formal action were in meetings open to the public, in
49 compliance with all legal requirements including Chapter 107 of the Codified
50 Ordinances.
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52 Section 5. This ordinance is hereby declared to be an emergency measure necessary
53 for the preservation of the public peace, health, safety, convenience and welfare of the
54 City of Cuyahoga Falls and the inhabitants thereof and provided, it receives the
55 affirmative vote of two-thirds of the members elected or appointed to Council, it shall

1 take effect and be in force immediately upon its passage and approval by the Mayor;
2 otherwise it shall take effect and be in force at the earliest period allowed by law.

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5 Passed: 4-11-11

6 Diana Colavecchio
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10 President of Council

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17 Clerk of Council

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13 Approved: 4/12/11

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17 D. Robert
Mayor

16 3/28/11

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