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3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. 78 - 2012

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8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF
9 COMMUNITY DEVELOPMENT TO ENTER INTO A
10 SECOND MODIFICATION OF CONTRACT NO. 6519
11 WITH SRW ENVIRONMENTAL SERVICES, INC. FOR
12 PROFESSIONAL ENVIRONMENTAL ASSESSMENT
13 SERVICES RELATED TO REMEDIATION OF CERTAIN
14 REAL PROPERTY KNOWN AS 4610 STATE ROAD
15 (PARCEL NO. 37-00002), AND DECLARING AN
16 EMERGENCY.

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18 WHEREAS, pursuant to the authority of Ord. No. 96-2009, the Director of
19 Community Development entered into Contract No. 6519, with SRW Environmental
20 Services, Inc., for the purpose of obtaining the professional services necessary to
21 conduct oversight and assessment related to environmental remediation of certain
22 real property known as 4610 State Road (Parcel No. 37-00002), pursuant to a grant
23 from the State of Ohio; and

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25 WHEREAS, pursuant to Ord. No. 41-2011, the Director of Community
26 Development entered into a first modification of Contract No. 6519; and

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28 WHEREAS, for the project to proceed, additional professional services are
29 necessary in order to conduct supervision of additional, unanticipated remediation
30 activity and preparation of regulatory documents related to the remediation work,

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32 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga
33 Falls, County of Summit and State of Ohio, that:

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35 Section 1. The Director of Community Development is hereby authorized to enter
36 into a second modification of Contract No. 6519, with SRW Environmental Services,
37 Inc., on the basis of its proposal dated September 4, 2012, in an amount not to
38 exceed \$39,000. The total contract price after modification as authorized herein
39 shall not exceed \$240,654.

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41 Section 2. The Director of Finance is hereby authorized and directed to make
42 payment for same from the Capital Projects Fund.

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44 Section 3. Any other ordinances and resolutions or portions of ordinances and
45 resolutions inconsistent herewith are hereby repealed, but any ordinances and
46 resolutions or portions of ordinances and resolutions not inconsistent herewith and
47 which have not previously been repealed are hereby ratified and confirmed.
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49 Section 4. It is found and determined that all formal actions of this Council
50 concerning and relating to the adoption of this ordinance were adopted in an open
51 meeting of this Council and that all deliberations of this Council and of any of its
52 committees that resulted in such formal action were in meetings open to the public,
53 in compliance with all legal requirements including, to the extent applicable, Chapter
54 107 of the Codified Ordinances.

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56 Section 5. This ordinance is hereby declared to be an emergency measure
57 necessary for the preservation of the public peace, health, safety, convenience and
58 welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it
59 receives the affirmative vote of two thirds of the members elected or appointed to
60 Council, it shall take effect and be in force immediately upon its passage and
61 approval by the Mayor, otherwise, it shall take effect and be in force at the earliest
62 period allowed by law.

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64 Passed: 9-24-12

Mark Masny
President of Council

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68 Cathleen J. Meacham
69 Clerk of Council

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72 Approved: 9/26/12

D. Polant
Mayor