

Sponsor R. Peters/Colby

RESOLUTION NO. 10-20

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON TO APPROVE AND PAY THE CHANGE ORDER AND CITY SHARE OF THE NORTH END NEIGHBORHOOD REVITALIZATION PROJECT, ALSO KNOWN AS THE NORTH END DRAINAGE AND WATERLINE PROJECT, IN AN AMOUNT NOT TO EXCEED \$39,131.50 IN ACCORDANCE WITH THE CITY OF JACKSON CDBG PARTICIPATION AGREEMENT AND DECLARING AN EMERGENCY.

WHEREAS, the City of Jackson was the beneficiary of a project funded through Jackson County with CDBG funds, managed by CDC of Ohio, Inc., known as the North End Neighborhood Revitalization Project and also known as the North End Drainage and Waterline Project; and

WHEREAS, the City of Jackson entered into the City of Jackson CDBG Participation Agreement dated 2/5/18 which set forth the City's contribution obligations; and

WHEREAS, the project is substantially complete and subject to final approval so that the City's Share has been determined to be \$24,337 and change orders of an additional \$14,794.50 for a total amount owed by the City to be \$39,131.50; and

WHEREAS, in order to timely pay the contractor, without default, the authorization for payment must be made at the earliest possible date and this matter, then, constitutes an emergency necessary to protect the health, safety and welfare of the City of Jackson and its citizens; and

IT IS THEREFORE RESOLVED BY THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON AS FOLLOWS:

Section One. The Mayor, upon the approval of the Change Order and Final Inspection, is hereby authorized to direct payment for the City Share and Change Order in an amount not to exceed \$39,131.50.

Section Two. This Resolution is hereby declared to be an emergency Resolution, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, and for the reason set forth above. Therefore, this Resolution shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

Section Three. In the event this Resolution receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Resolution shall be deemed to have passed but with no emergency clause and shall take effect at the earliest time permitted by law.

It is hereby found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the

public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 23 day of March, 2020.

John Pro Tem
President of Council

ATTEST:
Candi R. Kukuk
Clerk of the Legislative Authority

Approved this 23 day of March, 2020.

Bromyent
Mayor