

ORDINANCE NO. 148-21

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 29-21 PASSED FEBRUARY 22, 2021, RELATIVE TO THE PAYMENT FOR THE DESIGN-BUILD CONTRACT WITH CPS CONSTRUCTION, INC. FOR DESIGN AND CONSTRUCTION OF A CITY HALL PARKING STRUCTURE.

WHEREAS: Ordinance No. 114-19, passed July 31, 2019, authorized the Design-Build Contract with CPS Construction, Inc. for design and construction of a City Hall Parking Structure; and

WHEREAS: Ordinance No. 142-20, passed August 24, 2020, amended the contract amount from \$3,714,000.00 to \$3,640,571.68 for the design and construction of a City Hall Parking Structure; and

WHEREAS: Ordinance No. 21-21, passed February 8, 2021 amended the final payment amount for the contract.

WHEREAS: Ordinance No. 29-21, passed February 22, 2021, Section 1 amended Section 2 of Ordinance No. 21-21, stating that the additional \$103,428.32 in funds to cover these costs are available in Account No. 109-0725-54412.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO:

SEC. 1: That Section 1 of Ordinance 29-21, passed February 22, 2021, is hereby amended to read in part as follows: That the additional \$103,428.32 in funds to cover these costs are available as follows: \$30,000.00 in Account No. 301-0725-54412, and \$73,428.32 in Account No. 109-0725-54412.

SEC. 2: That in accordance with Ohio Revised Code §5705.41(D), at the time that the contract or order was made and at the time of execution of the Finance Director's certificate, sufficient funds were available or in the process of collection, to the credit of a proper fund, properly appropriated and free from any previous encumbrance.

SEC. 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: September 13, 2021

SIGNED: John M. Coyne, III
 President of Council

ATTEST: Kathy Patton
 Clerk of Council

APPROVED: September 13, 2021

SIGNED: Dennis Hanwell
 Mayor