

ORDINANCE NO. 61, 2011

AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH AMS CONSTRUCTION, INC., DIRECTING THE AUDITOR TO ESTABLISH A NEW LINE ITEM AND ADDITIONAL APPROPRIATION AND DECLARING AN EMERGENCY.

WHEREAS, the I-75 expansion project being developed by the Ohio Department of Transportation (O.D.O.T.) requires relocation of utility lines and an upgrade of electrical service located in the Ross Park Complex; and

WHEREAS, this relocation construction is to be known as the Electrical Project at the Ross Park Complex (hereinafter "Ross Park Complex Project"); and

WHEREAS, the scope of the Ross Park Complex Project is set forth in the attached documents from AMS Construction, Inc.; and

WHEREAS, O.D.O.T. has approved the estimated cost of the Ross Park Complex Project, as submitted by AMS Construction, and encumbered and made available for reimbursement of the Ross Park Complex Project, funds in the amount of \$92,137.00 as evidenced in the attached O.D.O.T. letter; and

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF ST. BERNARD, STATE OF OHIO:

Section 1. That the Council of the Village of St. Bernard finds it necessary and in the best interest of the Village to authorize the Service Director to enter into a contract with AMS Construction, Inc. for furnishing all labor, materials and equipment necessary to complete the project known as Ross Park Complex Project.

Section 2. The Service Director is hereby directed and authorized to enter into a contract with AMS Construction, Inc. for \$92,137.00

Section 3. The Auditor is hereby authorized and directed to establish a new line item: 07-03 Ross Park Complex Project.

Section 4. The Auditor is hereby authorized and directed to provide additional appropriation to the following:

07-03 Ross Park Complex Project.....\$92,137.00

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety. The reason for the emergency is to enter into this contract as soon as possible to complete the Ross Park Complex Project. Therefore, this Ordinance shall take effect immediately by and upon its passage, and the approval of two-thirds of the members of said Council. However, this Ordinance shall take effect on the earliest date provided by law if approved by no more than a majority of the members of Council and in that event the emergency provisions herein are set at naught.

Passed this 17TH day of NOVEMBER, 2011.

C. Curt Wahr
President of Council

ATTEST: [Signature]
Clerk of Council

Approved this 17TH day of NOVEMBER, 2011.

Bill Burkhardt
Mayor

I, M. SUE KATHMAN, CLERK OF COUNCIL, VILLAGE OF ST. BERNARD, STATE OF OHIO, DO HEREBY testify that the publication of Ordinance No. 61, 2011, was made by posting true copies of the same in the most public places designated by Council: St. Bernard Square Bus Stop; Vine Street and Washington Avenue; Bertus Street Park; Greenlee Avenue and Johnson Alley; Park on Heger Drive; each for a period of fifteen (15) days or more commencing 11-17, 2011.

ATTEST: M. Sue Kathman DATE 11-17-11
Clerk of Council

Approved as to form [Signature] Date 11-17-11
Director of Law