

RESOLUTION NO. 34-11

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH MONTZ EXCAVATING, INCLUDING ANY AND ALL ENSUING CHANGE ORDERS, FOR EMERGENCY REPLACEMENT OF AN 8" FORCE MAIN SEWER LOCATED AT RECREATION PARK, AND PIPE AND MANHOLE AT THE END OF PARMLY PLACE, WITHOUT FORMAL ADVERTISING AND BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, on July 15, 2011 a pipe that transmits sewage flow from the Recreation Park pump station was found damaged; and

WHEREAS, the City needed to repair this 8" force main in order to bring it to its normal level of operation; and

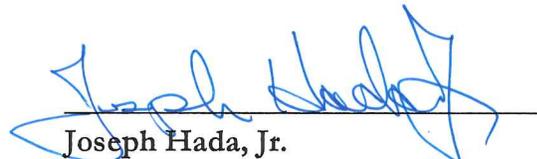
WHEREAS, City crews needed outside manpower and equipment to accomplish this repair during an emergency situation that required immediate attention in order to avoid possible fines by the EPA.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PAINESVILLE, LAKE COUNTY, OHIO, NOT LESS THAN TWO-THIRDS MEMBERS THEREOF CONCURRING:

SECTION I: That the City Manager be and she is hereby authorized and directed to enter into a contract with Montz Excavating for a total cost of \$46,000.00 plus any additional costs associated with any and all ensuing change orders, which includes all labor, machinery and materials, for emergency replacement of an 8" Force Main Sewer located at Recreation Park and replace 240 feet (+,-) of pipe and an existing manhole at the end of Parmly Place, without formal advertising and bidding in accordance with the provision of Section 735.051 of the Ohio Revised Code.

SECTION II: That this Resolution is passed as an emergency measure necessary for the protection and preservation of the peace, health, safety and general welfare of the inhabitants of the City of Painesville, the emergency being the immediate necessity to replace damaged sewer equipment, and, therefore, this Resolution shall become effective immediately upon its passage.

PASSED: September 6, 2011

  
Joseph Hada, Jr.  
President of Council

ATTEST:

  
Jennifer Bell  
Clerk of Council