

AN ORDINANCE AMENDING ORDINANCE NO. 187-2018 AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON LAKE, STATE OF OHIO:

Section No. 1: That Ordinance No. 187-2018 is hereby amended as follows:

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Section No. 1: That the Mayor is hereby authorized and directed to enter into an agreement with HDR Engineering, Inc. of Cleveland Ohio, for the purpose of retaining personal services for water line, sanitary sewer, and storm sewer project of miscellaneous streets, in such agreement between the City of Avon Lake and HDR Engineering, Inc. The agreement shall state among its terms that the cost of said personal services shall not exceed \$646,729.00, ~~\$163,497.00 (25%)~~ **\$213,420.57 (33%)** of which shall be paid by the City of Avon Lake, and ~~\$483,232.00 (75%)~~ **\$433,308.43 (67%)** of which shall be paid by Avon Lake Regional Water.

Section No. 2: That upon completion of said services in conformance with the guidelines and scope of work as heretofore set forth, and to the satisfaction of the Chief Utilities Executive and Public Works Director, the Director of Finance is hereby directed to deliver to HDR Engineering, Inc. the warrant of this City in an amount not to exceed \$646,729.00, ~~\$163,497.00 (25%)~~ **\$213,420.57 (33%)** of which shall be paid by the City of Avon Lake, and ~~\$483,232.00 (75%)~~ **\$433,308.43 (67%)** of which shall be paid by Avon Lake Regional Water.

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Section No. 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees which resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section No. 3: That this Ordinance is hereby declared to be an emergency measure, the emergency being the necessity of retaining engineering services to move forward with the combined sewer separation project in order to meet Ohio EPA mandates, thus for the health, safety, and welfare of the public. Therefore, this

Ordinance shall be in full force and effect immediately after its passage and approval by the Mayor.

PASSED: 2/22/2021

*/s/ Martin E. O'Donnell*

President of Council

POSTED: 2/26/2021

APPROVED: 2/23/2021

ATTEST: */s/ Valerie E. Rosmarin*

Clerk of Council

*/s/ Gregory J. Zilka*

Mayor