

CITY OF KIRTLAND

RESOLUTION NUMBER 23-R-4

A RESOLUTION AUTHORIZING THE CLOSEOUT OF THE CONTRACT WITH BARBICAS CONSTRUCTION, INC. FOR ITS WORK ON SECTIONS I THROUGH IIIA OF THE 2022 PAVEMENT REHABILITATION PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kirtland has previously entered into a Contract with Barbicas Construction, Inc. for work performed pursuant to Sections I through IIIA of the 2022 Pavement Rehabilitation Project for the total cost of \$1,299,571.65; and

WHEREAS, Barbicas Construction, Inc. has successfully completed the terms of the Contract for the total cost of \$1,033,454.15, a total reduction of \$266,117.50; and

WHEREAS, it is necessary to complete the closeout procedure.

NOW THEREFORE, IT IS HEREBY RESOLVED by the Council of the City of Kirtland, County of Lake and State of Ohio, that:

SECTION I: This Council hereby determines that the work included in the Contract with Barbicas Construction, Inc. has been completed and the Contract may be closed out with a final project cost of One Million Thirty-Three Thousand, Four Hundred Fifty-Four Dollars and Fifteen Cents (\$1,033,454.15), which is a total reduction of \$266,117.50.

SECTION II: The Mayor or his designee be and is hereby authorized to execute all documents necessary to complete the closeout of this contract in accordance with this Resolution.

SECTION III:

(a) It is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were passed in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

(b) This resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that it is necessary to provide for the usual and daily operations of the City in maintaining the

streets and roads of the City and to closeout said contract. Therefore, this resolution shall be in full force and effect immediately upon its passage by the affirmative vote of five (5) members of Council and approval by the Mayor, otherwise this resolution shall be in effect from and after its adoption at the earliest period allowed by law.

First Reading: _____
Second Reading: _____
Third Reading: _____

DATE PASSED: _____

President of Council

Submitted to the Mayor for his
Approval on this _____ day of
_____, 2023.

ATTEST:

Approved by the Mayor, on this _____ day
of _____, 2023.

Clerk of Council

Closeout of Barbicas Const. for 2022 Pavement Rehab.

Mayor Kevin F. Potter