

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 184

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2016-125 TO INCREASE THE APPROPRIATED CONTRACT AMOUNT AND AMEND THE CONTRACT WITH MUSCO LIGHTING, LLC FOR THE PURCHASE OF CERTAIN ITEMS AND INSTALLATION OF AN OUTDOOR LIGHTING SYSTEM TO BE INSTALLED AT VOLUNTEER PARK, WITHOUT PUBLIC BIDDING; AND DECLARING AN EMERGENCY.**

WHEREAS, through adoption of Ordinance No. 2016-125, the Council approved and authorized the Mayor to enter into a contract with Musco Lighting, LLC for the purchase of certain items and installation of an outdoor lighting system to be installed at Stroemple Field at Volunteer Park, in a total amount not to exceed \$123,100.00; and

WHEREAS, since then, the Service Department has determined that installation of controller equipment, not part of the original project, was required in order to properly complete the project; and

WHEREAS, the City's Service Director, therefore, has now recommended that it is necessary to amend the contract with Musco Lighting, LLC, and to increase the not-to-exceed amount in the authorizing Ordinance due to such additional equipment required, in the amount of \$5,336.00, as more fully set forth in the invoice attached hereto as Exhibit A.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO BY UNANIMOUS AFFIRMATIVE VOTE:

**Section 1.** That Section 2 of Ordinance No. 2016-125 is hereby amended to read in its entirety as follows:

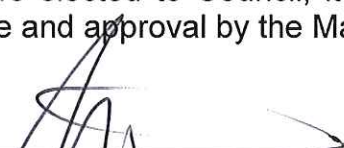
**“Section 2.** That, for the reasons aforesaid, this Council hereby authorizes the Mayor's entering into a contract with **MUSCO LIGHTING, LLC**, without public bidding, in an amount not to exceed ~~\$123,100.00~~**\$128,436.00**, for labor and materials, for the purchase and installation of the aforementioned outdoor lighting system, as more fully set forth in Exhibit A attached hereto and incorporated herein by reference, and in a form approved by the Law Director.


**Section 2.** That for the reasons aforesaid, this Council hereby approves and authorizes the Mayor to enter into an amendment to the contract with **MUSCO LIGHTING, LLC** for purchase of certain items and installation of an outdoor lighting system at the City's Volunteer Park, in order to increase the not-to-exceed amount an additional \$5,336.00 from \$123,100.00 to \$128,436.00; and to remit payment for the invoice attached hereto as Exhibit A in the total amount of \$128,436.00.

**Section 3.** That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the Multi-Purpose Complex Fund and the Recreation Capital Improvement Fund.

**Section 4.** 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, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

**Section 5.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to amend the prior Ordinance and contract in order to provide sufficient funds for payment of additional equipment required to complete the project, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous affirmative vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

  
 \_\_\_\_\_  
 President of Council

Approved:   
 \_\_\_\_\_  
 Mayor

Date Passed: September 19, 2016

Date Approved: September 20, 2016

	<u>Yea</u>	<u>Nay</u>
Carbone	<input checked="" type="checkbox"/>	_____
Daymut	<input checked="" type="checkbox"/>	_____
DeMio	<input checked="" type="checkbox"/>	_____
Dooner	<input checked="" type="checkbox"/>	_____
Schonhut	<input checked="" type="checkbox"/>	_____
Short	<input checked="" type="checkbox"/>	_____
Southworth	<input checked="" type="checkbox"/>	_____

Attest:   
 \_\_\_\_\_  
 Clerk of Council

ORD. No. 2016-184 Amended: \_\_\_\_\_  
 1st Rdg. 09-19-16 Ref: \_\_\_\_\_  
 2nd Rdg. Suspended Ref: \_\_\_\_\_  
 3rd Rdg. Suspended Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: 09-19-16 Defeated: \_\_\_\_\_



Musco Sports Lighting, LLC  
 100 1st Ave West  
 PO Box 808  
 Oskaloosa, IA 52577-0808

**INVOICE:** 287713

**Invoice Date:** 08/26/16

**Account #:** 8696

**Project #:** 131453

Volunteer Park Stroemble Field Relocated From JOM1

**SOLD TO:**

City of Strongsville  
 16066 Foltz Parkway  
 Strongsville, OH 44149  
 USA  
  
 Attn: Accounts Payable

**SHIP TO:**

Volunteer Park  
 21410 West Lunn Road  
 Strongsville, OH 44136  
 USA

PLEASE DETACH AND RETURN WITH PAYMENT

INVOICE	Account #	Purchase Order #	Ship Via	Freight	Ship Date
287713	8696	27770-02			08/26/16

**Project:** 131453 Volunteer Park Stroemble Field Relocated From JOM17560P2

Line	Quantity	Part Number/Description	Unit Price	Ext Price
		Billing for the lighting project for Volunteer Park Stroemble Field relocated from JOM17560P2		128,436.00
		<i>Volunteer Park Relocation: \$123,100</i>		
		<i>Change Order: \$5,336</i>		

**EXHIBIT A**

**QUESTIONS?** Call (800) 825-6020 -or- E-mail [AR@Musco.com](mailto:AR@Musco.com)

*Thank You!*

TERMS	SALES REPRESENTATIVE	TOTAL AMOUNT	128,436.00
Net 30	Joe Fox	AMOUNT BILLED TO DATE	0.00
A SERVICE CHARGE OF 1 1/2% PER MONTH (ANNUAL PERCENTAGE RATE OF 18%) WILL BE CHARGED ON ALL INVOICES 30 DAYS PAST DUE		UNBILLED BALANCE	0.00
<b>REMIT TO: Musco Sports Lighting, LLC</b> 100 1st Ave West PO Box 808 Oskaloosa, IA 52577-0808		<b>AMOUNT DUE</b>	<b>128,436.00</b>
Federal Identification Number: 42-1511754			