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CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. 48 - 2024

AN ORDINANCE AMENDING SECTION 181.04 OF THE
CODIFIED ORDINANCES RELATING TO THE AWARD AND
EXECUTION OF CONTRACTS, AND DECLARING AN
EMERGENCY.

BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit,
and State of Ohio, that:

Section 1. Section 181.04 of the Codified Ordinances of the City of Cuyahoga Falls is
hereby amended to read in full as follows (new text underlined; deleted text in
~~strikethrough~~):

181.04 Award and Execution of Contracts

With respect to the award of any competitively bid contract, the award and execution
of the contract shall be made within sixty days after the date on which the bids are opened
unless otherwise provided in the bid specifications or unless the time for awarding and
executing the contract is extended by mutual consent of the City and the bidder whose
bid the City accepts and with whom the City subsequently awards and executes a
contract. The contractor, upon request, is entitled to a notice to proceed with the work
by the City upon execution of the contract. No contract to which this section applies shall
be entered into if the price of the contract, or if the project involves multiple contracts
where the total price of all contracts for the project is in excess of ~~ten~~ twenty percent
above the engineer's estimate thereof. No contract shall be entered into until the
industrial commission has certified that the person so awarded the contract has complied
with Ohio R.C. 4123.01 to 4123.94, until, if the bidder so awarded the contract is a
person nonresident of this state, such person has filed with the secretary of state a power
of attorney designating the secretary of state as its agent for the purpose of accepting
service of summons in any action, until the contractor has provided the necessary Drug
Free Workplace and E.E.O. certifications, until the contract and bond, if any, are
submitted to the Law Director and his approval as to form certified thereon, and until the
Director of Finance has certified the appropriation of funds therefore.

Section 2. Any ordinances or resolutions or portions of ordinances and resolutions
inconsistent herewith are hereby repealed, but any ordinances and resolutions not
inconsistent herewith and which have not previously been repealed are hereby ratified
and confirmed.

Section 3. It is found and determined that all formal actions of this Council
concerning and relating to the passage of this ordinance were taken in an open meeting
of this Council and that all deliberations of this Council and of any committees that
resulted in those formal actions were in meetings open to the public, in compliance with
all requirements including Chapter 107 of the Codified Ordinances.

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Section 4. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

Passed: 6-10-2024

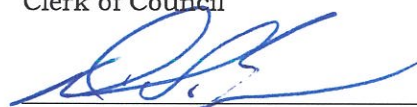


President of Council



Clerk of Council

Approved 6-10-2024
6/10/2024



Mayor