

**RESOLUTION NO.:** 2007-R32  
**SPONSOR:** MAYOR CROGHAN  
**INTRODUCED:** APRIL 10, 2007

**ASSIGNED TO:** FINANCE

**A RESOLUTION MAKING AN ADDITIONAL APPROPRIATION OF FOURTEEN THOUSAND SIXTY NINE DOLLARS AND FIFTY CENTS (\$14,069.50) FOR THE KINGSTON ROAD STORM SEWER PROJECT, AUTHORIZING THE FINAL PAYMENT TO LTZ CONSTRUCTION, AND DECLARING AN EMERGENCY.**

WHEREAS, additional funds are necessary for the final payment to LTZ Construction for the Kingston Road Storm Sewer Project; and

WHEREAS, the City previously approved a contract and necessary change orders with LTZ Construction for the completion of Kingston Road Storm Sewer that exceed the current appropriation; and

WHEREAS, Ohio Revised Code, Section 5705.41 requires City Council to authorize expenditures that exceed appropriations at the time of expenditure.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, STATE OF OHIO, THAT:**

**SECTION ONE:**

City Council approves the appropriation of Fourteen Thousand Sixty-Nine Dollars and Fifty Cents (\$14,069.50) to the Kingston Road Storm Sewer account (201-2300-535636) from the unappropriated balance of the Street Construction, Maintenance and Repair Fund.

**SECTION TWO:**

City Council authorizes the payment of the final invoice for the Kingston Road Storm Sewer Project to LTZ Construction.

**SECTION THREE:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**SECTION FOUR:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths 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 time allowed by law.

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ADOPTED: MAY 8, 2007

Molly Kapeluck  
Molly Kapeluck, Clerk

Bruce Manwaring  
Bruce Manwaring,  
Council President

APPROVED: MAY 8, 2007

Daniel L. Croghan  
Daniel L. Croghan, Mayor

COPIED  
SVCE ZONE PARK ROAD ENG  
LAW FIN MAY PLAN FIRE

ENACTED EFFECTIVE: MAY 8, 2007

ON ROLL CALL: Colopy -YEA Croce -YEA France -YEA Manwaring -YEA  
Padrutt -YEA Ridgeway -YEA Smole -YEA Adopted 7-0

Suburbanite publication on MAY 14 and MAY 21, 2007

Molly Kapeluck  
Molly Kapeluck, Clerk

3/22/2007 9:25 AM Approved as to form and content by Stephen J. Pruneski, Law Director

SP 4/3/07