

EMERGENCY

IMD

-2025

AUTHORIZING a payment of \$26,689 from capital improvement program project account no. 980x203x0000x7671x222000, “Park Infrastructure Rehabilitation,” as a moral obligation to Nelson Stark Company for additional plumbing repairs completed at Yeatman’s Cove in August 2024.

WHEREAS, in March 2024, the City solicited bids to investigate and repair a water main leak at Yeatman’s Cove in Cincinnati, and Nelson Stark Company (“Contractor”) provided the lowest and best bid of \$18,346 for the repair of a hydrant with sod contingency; and

WHEREAS, the Contractor and the City entered into contract no. 243C009154 to complete the repair of the hydrant with a sod contingency; and

WHEREAS, Contractor’s original bid also included a higher project amount of \$46,461 for hydrant replacement, a sod contingency, and a concrete contingency, but the City did not encumber that amount; and

WHEREAS, once the Contractor began the repairs at Yeatman’s Cove, an additional leak was identified, and the Parks Department permitted the Contractor to complete the second repair under the impression that \$46,461 had been encumbered; and

WHEREAS, due to this misunderstanding, a change order was not completed before additional repairs were authorized, and additional resources were not encumbered; and

WHEREAS, a moral obligation is required to pay the Contractor in the amount of \$26,689 for the additional repair services performed for the City at Yeatman’s Cove; and

WHEREAS, there are sufficient resources in capital improvement program project account no. 980x203x0000x7671x222000, “Park Infrastructure Rehabilitation,” to provide a moral obligation payment to Nelson Stark Company for the additional repair services that were provided to the City; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That the Director of Finance is authorized to make a payment of \$26,689 from capital improvement program project account no. 980x203x0000x7671x222000, “Park Infrastructure Rehabilitation,” as a moral obligation to Nelson Stark Company for additional plumbing repairs completed at Yeatman’s Cove in August 2024.

Section 2. That the proper City officials are authorized to do all things necessary and proper to carry out the provisions of Section 1.

Section 3. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to pay Nelson Stark Company for the additional plumbing repairs completed at Yeatman's Cove in August 2024.

Passed: _____, 2025

Aftab Pureval, Mayor

Attest: _____
Clerk