

**CITY OF TAKOMA PARK, MARYLAND**

**ORDINANCE NO. 2013-7**

**AUTHORIZING AN INCREASE IN THE AMOUNT TO BE EXPENDED FOR THE  
DEMOLITION OF 36 PHILADELPHIA AVENUE**

WHEREAS, Montgomery County has condemned 36 Philadelphia Avenue, declaring it to be unsafe for occupancy and a public nuisance due to hazardous conditions; and

WHEREAS, an Abatement Order was issued by the District Court of Maryland, Montgomery County, requiring the owner to abate all unsafe building conditions; and

WHEREAS, the property owner failed to comply with the terms of the Abatement Order and the City was given authorization by the Court to proceed with the demolition of the two structures on the property; and

WHEREAS, in accordance with approved procurement procedures, the City Manager, as authorized by Ordinance #2012-46, entered into a contract with Excalibur Site Services, Inc. for the demolition of the structures at 36 Philadelphia Avenue for a cost not to exceed \$21,905; and

WHEREAS, Excalibur Site Services has notified the City that the abatement of previously unknown hazard materials, identified in the Hazardous Materials Survey conducted by Arc Environmental, Inc., is required prior to the demolition of the structures; and

WHEREAS, the original contract did not include the cost of removing and disposing of the identified materials and a tree, the placement of which has been determined to impede the planned demolition of the structures; and

WHEREAS, the cost of the additional abatement work detailed in the Hazardous Material Survey (\$6,800) and the removal of said tree (\$1,250), approved by the City Arborist, exceed the authorized contract amount; and

WHEREAS, there are sufficient funds included in the City's FY 2013 budget for the additional demolition costs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND THAT:

SECTION 1. The City Manager is hereby authorized to approve a Change Order to the original demolition contract with Excalibur Site Services, Inc. in the amount of \$8,050 to facilitate the demolition of 36 Philadelphia Avenue.

SECTION 2. This Ordinance shall become effective February 26, 2013.

ADOPTED this 25th day of February, 2013 by roll-call vote as follows:

AYE:	Williams, Daniels-Cohen, Grimes, Male, Schultz, Smith
NAY:	None
ABSTAIN:	None
ABSENT:	Seamens