

ORDINANCE NO.

AN ORDINANCE TO AMEND SECTION 66-167 OF ARTICLE IV OF CHAPTER 66 OF THE DURAND CITY CODE; APPROVED CONTRACTORS; 5 YEAR WARRANTY; EFFECTIVE DATE

THE CITY OF DURAND ORDAINS:

Section I. **Amendment.** Section 66-167 of Article IV of Chapter 66 of the Durand City Code is hereby amended to read as follows:

“Section 66-167. **Approved Contractors.** Any contractor approved by the City Council for the construction and/or repair of sidewalks shall warranty the work performed by the contractor for a period of five (5) years from the date of completion. Said warranty shall include labor and material and shall guarantee that the contractor has complied with any and all specifications established by the City for sidewalks as of the date of completion. In the event that the superintendent shall determine that the construction and/or repair is defective, the superintendent shall notify the contractor in writing of the nature and extent of the defect. The contractor shall have 30 days to take up and reconstruct the defective sidewalk at contractor’s sole expense. If the contractor fails to comply with the obligations to take up and reconstruct the defective sidewalk, the City may do so and pass the actual cost onto the contractor, plus any additional expenses for administration, collection and legal fees.”

Section II. Effective Date. This ordinance shall be effective fifteen (15) days after adoption and publication.

Enacted at a regular meeting of the Durand City Council held on the ____ day of _____, A.D., 2013.

THE CITY OF DURAND:

By: _____
Deborah L. Doyle, Mayor

By: _____
Amy J. Roddy, City Manager

Prepared by:
Charles R. McKone
Durand City Attorney
G6258 W. Pierson Road
Flushing, MI 48433
810.410.4204