

ORDINANCE NO. 223-2012

**TITLE: ENTER INTO CONTRACT – BURGESS & NIPLE
 WOLF CREEK DAM PROJECT**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH BURGESS & NIPLE, IN THE AMOUNT OF \$155,000, TO PROVIDE PROFESSIONAL ENGINEERING DESIGN, BIDDING AND CONSTRUCTION SERVICES FOR THE RESERVOIR AERATION SYSTEM FOR THE WOLF CREEK RESERVOIR, AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. That the Mayor is hereby authorized to enter into a professional services contract with Burgess & Niple, in the amount of One Hundred Fifty Five Thousand Dollars and No Cents (\$155,000.00), to provide professional engineering design, bidding and construction services for the reservoir aeration system for the Wolf Creek Reservoir.

SECTION 2. That it is hereby 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 of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, in order that the consulting services commence as soon as possible, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2012

Clerk of Council

President of Council

Approved _____ 2012

Mayor