

LOM:sem
05-22-12

Presented by: Mr. Lysenko

ORDINANCE NO. 84-2012

**TITLE: ENTER INTO CONTRACT – D & R SUPPLY
 STREETS**

AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH D & R SUPPLY, TO PURCHASE HOT MIX MATERIAL FOR FY 2012, IN AN AMOUNT THAT WILL EXCEED \$25,000, AND DECLARING AN EMERGENCY.

WHEREAS, the bid to purchase road materials for 2012 was originally done in April; and

WHEREAS, no bids were received.

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

SECTION 1. That the Mayor, or his designee, is hereby authorized to enter into contract with D & R Supply, the company determined and awarded by the Board of Control, to purchase hot mix material for FY2012, in an amount that will exceed Twenty Five Thousand Dollars and No Cents (\$25,000.00).

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 to purchase road materials 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