

**ORDINANCE NO. 109-2023**

**TITLE: AUTHORIZE PAYMENT  
BUTCHER AND SONS**

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY AN INVOICE TO BUTCHER AND SONS IN THE AMOUNT OF \$55,380.00 FOR PAYMENT FOR THE EMERGENCY DEMOLITION OF 555 W. FORD AVE, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Council approval through an ordinance is required for additional authorization of purchase orders dated after the obligation date when the amount exceeds Three Thousand Dollars and No Cents (\$3,000.00).

**WHEREAS**, We had anticipated the demolition of this structure and had done pre-demo work including asbestos testing. However, we were unable to remove the asbestos prior to the building collapsing. All building material had to be treated as containing asbestos.

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

**SECTION 1.** That the Director of Finance is hereby authorized to pay an invoice to Butcher and Sons in the amount of Fifty-Five Thousand Three Hundred Eighty Dollars and No Cents (\$55,380.00) for payment for the emergency demolition of 555 W Ford Ave.

**SECTION 2.** That the Director of Finance is hereby directed to draw his warrants in payment thereof.

**SECTION 3.** 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 4.** 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, for the reason that it is necessary to pay this invoice 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 July 24, 2023

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Clerk of Council

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President of Council

Approved \_\_\_\_\_ 2023

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Mayor