

**ORDINANCE NO. 118-2019**

**TITLE: ENTER INTO AGREEMENT  
FRASHURE PARK PACKAGE PLANT ELIMINATION, PHASE 4**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH RUDZIK EXCAVATING, INC. FOR CONSTRUCTION SERVICES FOR THE FRASHURE PARK PACKAGE ELIMINATION, PHASE 4 PROJECT IN THE AMOUNT OF \$381,365.00, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Rudzik was chosen through a bid opening on October 3, 2019 and is the lowest and best bidder.

**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 a Professional Services Contract with Rudzik Excavating, Inc. for construction services for the Frashure Park Package Plant Elimination, Phase 4 Project in the amount of Three Hundred Eighty-One Thousand Three Hundred Sixty-Five Dollars and No Cents (\$381,365.00).

**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, for the reason to facilitate timeliness, 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 \_\_\_\_\_ 2019

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Clerk of Council

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President of Council

Approved \_\_\_\_\_ 2019

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Mayor