

**ORDINANCE NO. 120-2018**

**TITLE: ENTER INTO CONTRACT  
DWA RECREATION, INC.**

**AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO ENTER INTO CONTRACT WITH DWA RECREATION, INC., THROUGH THE OHIO STATE COOPERATIVE PURCHASING PROGRAM, FOR THE PURCHASE OF A PLAYGROUND TO BE INSTALLED AT McCAFFERTY PARK IN THE AMOUNT OF \$165,000, AND DECLARING AN EMERGENCY.**

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

**SECTION 1.** That Council hereby authorizes the Mayor, or his designee, to enter into contract with DWA Recreation, Inc., to purchase a playground to be installed at McCafferty Park in the amount of One Hundred Sixty-Five Dollars and No Cents (\$165,000.00), through the Ohio State Cooperative Purchasing Program, pursuant to Ordinance No. 42-1995. By virtue of the Director's participation in the Ohio State Cooperative Purchasing Program and Ohio Revised Code, said purchase is hereby authorized to be made without competitive bidding. This amount is dependent on the receipt of funding.

**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 for the City to receive a \$25,205.90 discount on phase one the project if purchase is made prior to October 31, 2018, 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 \_\_\_\_\_ 2018

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Clerk of Council

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President of Council

Approved \_\_\_\_\_ 2018

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Mayor