

LOM:hkr
09/12/2023

Presented by: Mrs. Angeloff
/ Mr. Heitic

ORDINANCE NO. 127-2023

**TITLE: ENTER INTO CONTRACT – STREETS DEPARTMENT
FABRIZI TRUCKING AND PAVING CO INC
AMENDING ORDINANCE NO. 102-2023**

AN ORDINANCE AMENDING ORDINANCE NO. 102-2023, ‘ENTER INTO CONTRACT – 2023 CONCRETE AND SIDEWALK REPLACEMENT PROGRAM’ TO REFLECT AN INCREASE IN THE BID AMOUNT, NOT TO EXCEED \$100,000, FOR A TOTAL CONTRACT AMOUNT OF \$697,129.80, DUE TO REPLACING SIDEWALK IN POOR CONDITION BOUNDED BY AND ALONG 1ST AND 2ND STREET INCLUDING SEVERAL ADA RAMPS, AND DECLARING AN EMERGENCY.

WHEREAS, Board of Control Request previously in July 2023 approved Fabrizi Trucking and Paving Co. Inc. for the 2023 Concrete and Sidewalk Replacement Program; and

WHEREAS, the original approved amount was \$597,129.80; and

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 amend Ordinance No. 102-2023 to reflect an increase in the approved amount, not to exceed One Hundred Thousand Dollars and No Cents (\$100,000) for a total contract amount of Six Hundred Ninety-Seven Thousand One Hundred Twenty-Nine Dollars and Eighty Cents (\$697,129.80), due to replacing sidewalk in poor condition bounded by and along 1st and 2nd street including several ADA ramps.

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 that we may commence with this work within this construction season, 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 September 25, 2023

Clerk of Council

President of Council

Approved _____ 2023

Mayor