

ORDINANCE NO. 156-2023

**TITLE: ENTER INTO CONTRACT
FECHKO EXCAVATING**

AN ORDINANCE AUTHORIZING THE CITY OF BARBERTON TO ENTER INTO CONTRACT WITH FECHKO EXCAVATING IN THE AMOUNT OF \$4,841,390.92 FOR THE RECONSTRUCTION OF SOUTH VAN BUREN, AND DECLARING AN EMERGENCY.

WHEREAS, Fechko Excavating was selected as lowest and best bid, of the nine bids received through the public bid process and has received the recommendation of our engineering consultant, GPD.

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

SECTION 1. That Council hereby authorizes the City of Barberton to enter into contract with Fechko Excavating in the amount of Four Million Eight Hundred Forty-One Thousand Three Hundred Ninety Dollars and Ninety-Two Cents (\$4,841,390.92) for the reconstruction of South Van Buren.

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 commence with contract execution and pre-construction coordination, 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 November 27, 2023

Clerk of Council

President of Council

Approved _____ 2023

Mayor