

LOM:raf
02/20/2014
Wagner

Presented by: Mr.

ORDINANCE NO. 26-2014

**TITLE: CHANGE ORDER – BURGESS & NIPLE
WATER STORAGE TANK**

AN ORDINANCE AUTHORIZING A CHANGE ORDER WITH BURGESS & NIPLE FOR THE WATER STORAGE TANK, IN THE AMOUNT OF \$70,800, AND DECLARING AN EMERGENCY.

WHEREAS, due to an existing contract with Burgess & Niple regarding the Water Storage Tank, the costs for in-process and necessary change orders must be covered, exceeding Twenty Five Thousand Dollars (\$25,000.00), and thus requiring Council approval through an ordinance.

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

SECTION 1. That a change order for the sum of Seventy Thousand Eight Hundred Dollars and No Cents (\$70,800.00) with Burgess & Niple is hereby authorized for the Water Storage Tank.

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 authorize a change order for additional funds as soon as possible in order to proceed with the project, 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 _____ 2014

Clerk of Council

President of Council

Approved _____ 2014

Mayor