

ORDINANCE NO. 43-2023

**TITLE: ENTER INTO CONTRACT
KUNKLE & SONS PROPERTY MAINTENANCE LLC**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH KUNKLE & SONS PROPERTY MAINTENANCE LLC, THE LOWEST AND/OR BEST BIDDER, IN THE AMOUNT OF \$64,962.26 FOR THE 2022 EAST HUSTON SEWER CONSTRUCTION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Barberton requested proposals from eight (8) qualified contractors for the construction of a 12” PVC storm sewer along the south side of East Huston Street from a point near 9th Street to a point 960 feet westerly to #618 East Huston Street; and

WHEREAS, the project, when complete, will provide a means of removing standing water after rain events by installing 9 catch basins and storm sewer.

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

SECTION 1. That the Mayor is hereby authorized to enter into contract with Kunkle & Sons Property Maintenance LLC in the amount of Sixty-Four Thousand Nine Hundred Sixty-Two Dollars and Twenty-Six Cents (\$64,962.26) for the 2022 East Huston Sewer Construction.

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 construction in early 2023, 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 March 27, 2023

Clerk of Council

President of Council

Approved _____ 2023

Mayor