

ORDINANCE NO. 44-2015

**TITLE: ENTER INTO CONTRACT
2015 STREET / ROAD PAVING PROGRAM**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH MELWAY PAVING CO., INC., THE LOWEST AND/OR BEST BIDDER, FOR THE MOTORPAVE PORTION OF THE 2015 STREET / ROAD PAVING PROGRAM, IN AN AMOUNT NOT TO EXCEED \$197,077.50, AND DECLARING AN EMERGENCY.

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 Melway Paving Co., Inc., the “lowest and/or best” bidder as recommended by the Service Director, for the Motorpave Portion of the 2015 Street / Road Paving Program, in an amount not to exceed One Hundred Ninety-Seven Thousand, Seventy Seven Dollars and Fifty Cents (\$197,077.50).

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 begin the maintenance program in a timely manner, 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 _____ 2015

Clerk of Council

President of Council

Approved _____ 2015

Mayor