

ORDINANCE NO. 76-2017

**TITLE: ENTER INTO CONTRACT
NEPTUNE EQUIPMENT COMPANY**

AN ORDINANCE AUTHORIZING THE MAYOR, TO ENTER INTO CONTRACT WITH NEPTUNE EQUIPMENT COMPANY (NECO) THE LOWEST AND/OR BEST BIDDER, FOR THE AMI FIXED NETWORK REPLACEMENT PROJECT IN THE AMOUNT OF \$1,195,000, PLUS A \$305,000 CONTINGENCY, FOR A TOTAL OF \$1,500,000, 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, or his designee, is hereby authorized to enter into contract with Neptune Equipment Company (NECO), the “lowest and/or best” bidder as recommended by the Utilities Director, for the AMI Fixed Network Replacement Project in the amount of One Million One Hundred Ninety Five Thousand Dollars and No Cents (\$1,195,000.00) plus a Three Hundred Five Thousand Dollar and No Cents (\$305,000.00) contingency, for a total of One Million Five Hundred Thousand Dollars and No Cents (\$1,500,000.00).

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 for the project to commence as soon as possible, 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 _____ 2017

Clerk of Council

President of Council

Approved _____ 2017

Mayor