

ORDINANCE NO. 76-2019

**TITLE: AMEND ORDINANCE NO. 120-2018
DWA RECREATION, INC.**

AN ORDINANCE AMENDING ORDINANCE NO. 120-2018, "ENTER INTO CONTRACT – DWA RECREATION, INC." BY INCREASING THE AMOUNT OF THE ORIGINAL AGREEMENT BY \$35,000, TOTALING \$200,000, FOR THE PURCHASE OF A PLAYGROUND TO BE INSTALLED AT McCAFFERTY PARK, AND DECLARING AN EMERGENCY.

WHEREAS, this is due to an additional grant from ODNR Land and Water Conservation Fund.

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

SECTION 1. That Council hereby authorizes the Mayor, or his designee, to amend Ordinance No. 120-2018 by increasing the amount of the original agreement by Thirty-Five Thousand Dollars and No Cents (\$35,000.00), totaling Two Hundred Thousand Dollars and No Cents (\$200,000.00) for the purchase of a playground to be installed at McCafferty Park.

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 City to spend the additional amount with DWA Recreation, Inc., 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 _____ 2019

Clerk of Council

President of Council

Approved _____ 2019

Mayor