

03/25/2024

Presented by: Mr. Griffin

**ORDINANCE NO. 31-2024**

**TITLE: CHANGE ORDER  
PROJECT COST INCREASE  
NORTH BAY CONSTRUCTION,  
INC.**

**AN ORDINANCE AUTHORIZING A CHANGE ORDER FOR A PROJECT COST INCREASE FOR THE WWTP PHASE 3B AND 3C PROJECTS, IN THE AMOUNT OF \$187,934.46 WITH NORTH BAY CONSTRUCTION INC (ORDINANCE NO. 76-2021), AND DECLARING AN EMERGENCY.**

**WHEREAS**, Council approved to enter into a professional services contract with North Bay Construction, Inc., on June 28, 2021 by ordinance 76-2021; and

**WHEREAS**, this changes the value of the project from \$7,285,878.54 with contingencies to \$7,473,813.00; and

**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 One Hundred Eighty-Seven Thousand Nine Hundred Thirty-Four Dollars and Forty-Six Cents (\$187,934.46) for a project cost increase for the WWTP Phase 3B and 3C Projects.

**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 facilitate timeliness and to keep the project moving forward, 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 April 15, 2024

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Clerk of Council

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President of Council

Approved \_\_\_\_\_ 2024

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Mayor