

AN ORDINANCE AMENDING ORDINANCE NO. 2015-53, PARTICULARLY SECTION 2 THEREOF, TO INCREASE THE AUTHORIZED EXPENDITURES WITH ENVIROSCIENCE FOR PROFESSIONAL DESIGN BUILD SERVICES FOR THE MUD BROOK STREAM RESTORATION PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, City Council in Ordinance No. 2015-53, pursuant to C.O.S. Sections 173.07(a)(1)B and 173.07(b)(1)G, had previously authorized the Mayor to make and enter into a contract with EnviroScience for purposes of providing professional design build services for the Mud Brook Stream Restoration Project; and

WHEREAS, based on the City's present costs, it is now necessary to increase the amount of the expenditures authorized;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STOW, COUNTY OF SUMMIT AND STATE OF OHIO:

SECTION 1. That Ordinance 2015-53, particularly Section 2 thereof, which formerly read:

"SECTION 2. That the Finance Director be, and he hereby is, authorized to appropriate, encumber, and pay funds in an amount not to exceed Three Hundred Sixty-Six Thousand Four Hundred Seventy Eight and 00/100 Dollars (\$366,478.00) to EnviroScience for said services."

be, and the same is, hereby amended to read henceforth as follows:

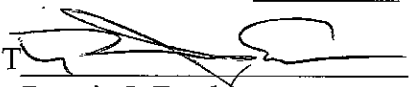
"SECTION 2. That the Finance Director be, and he hereby is, authorized to appropriate, encumber, and pay funds in an amount not to exceed Four Hundred Thirty-Five Thousand, Nine Hundred Seventy-Eight and 00/100 Dollars (\$435,978.00) to EnviroScience for said services."

SECTION 2. That all other terms and provisions of Ordinance No. 2015-53 not amended herein be, and the same is, hereby confirmed and ratified as if fully written herein.

SECTION 3. This Council finds and determines 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 committees or subcommittees that resulted in those formal actions were in meetings open to the public in compliance with the law.

SECTION 4. That this ordinance was adopted pursuant to Section 4.11, Charter, and is hereby declared to be an emergency measure necessary for the immediate preservation of the public health and safety in order to complete the Mud Brook Stream Restoration, and, pursuant to Section 4.13, Charter, shall take effect upon its adoption by Council and approval by the Mayor, otherwise at the earliest period allowed by law.

ADOPTED BY COUNCIL 11/17/16

ATTEST 
Bonnie J. Emahiser
CLERK OF COUNCIL


Mike Rasor
PRESIDENT OF COUNCIL

FILED WITH MAYOR 11/18/16

APPROVED 
Sara Kline
MAYOR

FILED WITH CLERK 11/18/16

Amber K. Zibritosky
LAW DIRECTOR

**I, Bonnie J. Emahiser, Clerk of
Council, do hereby certify that
copies of the forgoing were
posted in accordance with
Section 10.13 C.O.S.**

