

ORDINANCE NO. 2019-23

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH M CAMPBELL CONTRACTING FOR EMERGENCY WATERLINE REPAIRS THROUGHOUT THE CITY, A REAL AND PRESENT EMERGENCY EXPENDITURE WITHOUT THE NECESSITY OF PUBLIC BIDS, AND DECLARING AN EMERGENCY.

WHEREAS, the Service Director has requested authorization for a real and present emergency expenditure for emergency waterline repairs throughout the city from M Campbell Contracting, without the necessity of public bids, pursuant to C.O.S. Sections 173.07(a)(1)A and 173.07(b)(1)D; and

WHEREAS, the requested expenditure qualifies as a real and present emergency since these waterline breaks interrupt portable water supplies and fire protection of the public;

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


SECTION 1. That the Mayor be, and he hereby is, authorized to enter into a contract with M Campbell Contracting for emergency waterline repairs throughout the city. The contract shall be in a form approved by the Law Director.

SECTION 2. That the Finance Director be, and he hereby is, authorized to appropriate, encumber, and pay funds in an amount not to exceed Sixty-Five Thousand Dollars and 00/100 Dollars (\$65,000.00) to M Campbell Contracting for emergency waterline repairs throughout the city.

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 for the reason that this will help insure a continuous uninterrupted portable water supply and fire protection for the public, 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 1/24/19

ATTEST 
Bonnie J. Emahiser
CLERK OF COUNCIL


Brian Lowdermilk
VICE PRESIDENT OF COUNCIL

FILED WITH MAYOR 1/28/19

APPROVED 
John Pribonic
MAYOR

FILED WITH CLERK 1/28/19

APPROVED AS TO FORM

EFFECTIVE DATE 1/28/19


Amber K. Zibritosky
LAW DIRECTOR