

ORDINANCE NO. 144-16

BY: **SCOTT TUMA, JEFFREY CROSSMAN, LARRY NAPOLI**
(By Request - Service Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT UNDER CIRCUMSTANCES CONSTITUTING A REAL AND PRESENT EMERGENCY WITH THE LOWEST CONTRACTOR PROPOSAL FOR EMERGENCY STREET REPAIRS FROM WATER MAIN BREAK ON STATE ROAD HILL IN THE CITY OF PARMA, AND DECLARING AN EMERGENCY

WHEREAS, damage to State Road Hill due to a water main break constitutes a real and present emergency pursuant to Ohio R.C. 735.051; and,

WHEREAS, competitive bidding would delay the timely repair of such nuisance at the present time to the detriment of the citizens of Parma;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. That the Mayor and the Director of Public Service be, and they hereby are, authorized to enter into a contract under circumstances constituting a real and present emergency with _____, for the emergency street repair to State Road Hill in the City of Parma at a cost not to exceed \$_____.

Section 2. That the Mayor and the Director of Public Service be, and they hereby are, authorized to execute said contract and to take such action and to execute such other documents and amendments thereto as may be necessary as are approved by the Law Director.

Section 3. That funds for said services shall be paid from Fund No. 405-405-Capital Improvements, Account No. 62110-00000-Professional Services.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City of Parma, and for the further reason that this measure is necessary in order to make the emergency repair in the near future, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____
PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED: _____
CLERK OF COUNCIL

FILED WITH
THE MAYOR: _____
MAYOR, CITY OF PARMA, OHIO