

First Reading: July 12, 2005  
Second Reading: dispensed  
Third Reading: dispensed

**ORDINANCE 24 - 2005**

**AN ORDINANCE AUTHORIZING A CONTRACT FOR A PAVING IMPROVEMENTS PROJECT, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY**

**WHEREAS**, the Council of the Village of Newtown is desirous of making paving improvements to alleyways in the Village (the "Newtown Alley Paving Project"); and

**WHEREAS**, the Village caused plans and specifications for the Newtown Alley Paving Project to be prepared and advertised for bids as required by state law; and

**WHEREAS**, Barry L. Brown Paving Company submitted the lowest and best bid in the total amount of \$25,840.00 in accordance with the plans and specifications prepared by the Village; and

**WHEREAS**, the proposal submitted by Barry L. Brown Paving Company was the lowest and best bid received;

**NOW THEREFORE, BE IT ORDAINED** by the Council of the Village of Newtown, State of Ohio:

**SECTION 1.** That the Mayor is hereby authorized and directed to contract with Barry L. Brown Paving Company to provide for the Newtown Alley Paving Project as set forth in the plans and specification prepared by the Village for the Project.

**SECTION 2.** Such contract shall provide that Barry L. Brown Paving Company shall provide and furnish all of the labor, materials, tools, expendable equipment, and all utility, insurance and transportation services required in accordance with the plans and specifications prepared by the Village, which plans and specifications shall be made a part of such contract and which plans and specifications call for a one inch overlay.

**SECTION 3.** Subject to additions and deletions contained therein, the contract of price shall not exceed \$25,840.00.

**SECTION 4.** Council of the Village of Newtown, by at least three-fourths vote of all of its members, dispenses with the requirement that this Ordinance be read on three separate days and authorizes its passage upon one reading.

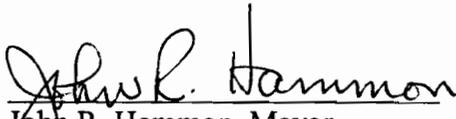
**SECTION 5.** This Ordinance is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare, and safety of the

Village of Newtown. The reason for the emergency is to immediately provide for safe roads and streets in the village.

**VOTE RECORD:**

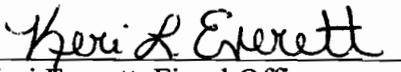
Mr. Evans	<u>YES</u>	Ms. Hueber	<u>YES</u>	Ms. McCarthy	<u>YES</u>
Mr. Pulskamp	<u>YES</u>	Mr. Thomas	<u>YES</u>	Ms. Kobasuk	<u>ABSENT</u>

PASSED this ~~26~~<sup>12</sup>th day of July, 2005.

  
John R. Hammon, Mayor  
Village of Newtown, Ohio

**AUTHENTICATION**

This is to certify that this Ordinance was duly passed, and filed with the Village of Newtown this ~~26~~<sup>12</sup>th day of July, 2005.

  
Keri Everett, Fiscal Officer  
Village of Newtown, Ohio

**APPROVED AS TO FORM**

  
R. Douglas Miller, Solicitor,  
Village of Newtown, Ohio