

First Reading: February 28, 2006
Second Reading: dispensed
Third Reading: dispensed

ORDINANCE 5-2006

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 Church Street, south of State Route 32 in the Village (the "Church Street Improvements, Phase II Project"); and

WHEREAS, the Village caused plans and specifications for the Church Street Improvements, Phase II Project to be prepared and advertised for bids as required by state law; and

WHEREAS, R.A. Miller Construction submitted the lowest and best bid in the total amount of \$1,361,131.70 in accordance with the plans and specifications prepared by the Village; and

WHEREAS, the proposal submitted by R.A. Miller Construction 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 and Fiscal Officer are hereby authorized and directed to contract with R.A. Miller Construction to provide for the Church Street Improvements, Phase II Project as set forth in the plans and specification prepared by the Village for the Project.

SECTION 2. Such contract shall provide that R.A. Miller Construction 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.

SECTION 3. Subject to additions and deletions contained therein, the contract of price shall not exceed \$1,361,131.70.

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.

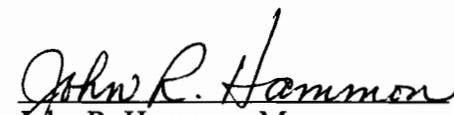
SECTION 5.

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:

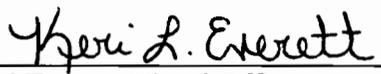
Mr. Cosby	<u>YES</u>	Mr. Evans	<u>YES</u>	Ms. Hueber	<u>YES</u>
Ms. Kobasuk	<u>YES</u>	Ms. McCarthy	<u>YES</u>	Mr. Pulskamp	<u>YES</u>

PASSED this 28th day of February, 2006.

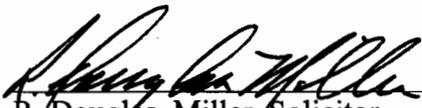

John R. Hammon, Mayor
Village of Newtown, Ohio

AUTHENTICATION

This is to certify that this Ordinance was duly passed, and filed with the Village of Newtown this 28th day of February, 2006.


Keri Everett, Fiscal Officer
Village of Newtown, Ohio

APPROVED AS TO FORM


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