

First Reading: March 13, 2007
Second Reading: Dispensed
Third Reading: Dispensed

RESOLUTION 03 - 2007

A RESOLUTION AUTHORIZING A CONTRACT FOR CURB AND GUTTER IMPROVEMENTS, DISPENSING WITH THE SECOND AND THIRD READINGS AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Newtown is desirous of making improvements to Scioto Drive, Monongahela Drive, and Ivy Hills Lane by replacing curbs and gutters (the "Curb and Gutter Improvements Project"); and

WHEREAS, the Village caused plans and specifications for the Curb and Gutter Improvements 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 \$159,975.00 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 RESOLVED 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 Curb and Gutter Improvements Project as set forth in the plans and specifications 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 \$159,975.00.
- 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 Resolution be read

on three separate days and authorizes its passage upon one reading.

SECTION 5.

This Resolution 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:

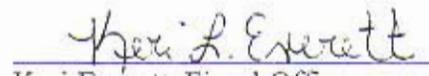
Mr. Cosby	<u>ABSENT</u>	Mr. Evans	<u>YES</u>	Ms. Hueber	<u>YES</u>
Ms. Kobasuk	<u>YES</u>	Ms. McCarthy	<u>YES</u>	Mr. Pulskamp	<u>YES</u>

PASSED this 13th day of March, 2007.


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 13th day of March, 2007.


Keri Everett, Fiscal Officer
Village of Newtown, Ohio

APPROVED AS TO FORM


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