

First Reading: April 22, 2008  
Second Reading: Dispensed  
Third Reading: Dispensed

**RESOLUTION 12 - 2008**

**A RESOLUTION AUTHORIZING A CONTRACT FOR THE 2008 PAVING IMPROVEMENTS, 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 on Oak Street and View Street in the Village (the "2008 Paving Improvements Project"); and

**WHEREAS**, the Village caused plans and specifications for the 2008 Paving Improvements Project to be prepared and advertised for bids as required by state law; and

**WHEREAS**, Westside Paving and Excavating, Inc. submitted the lowest and best bid in the total amount of \$43,120.00 in accordance with the plans and specifications prepared by the Village; and

**WHEREAS**, the proposal submitted by Westside Paving and Excavating, Inc. 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 Westside Paving and Excavating, Inc. to provide for the 2008 Paving Improvements Project as set forth in the plans and specifications prepared by the Village for the Project.

**SECTION 2.** Such contract shall provide that Westside Paving and Excavating, Inc. 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 \$43,120.00.

**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.

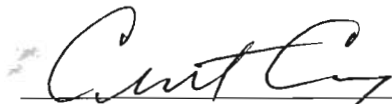
**SECTION 5.**

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:**

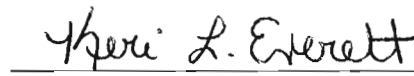
Mr. Burns YES                      Mr. Evans YES                      Ms. Hueber ABSENT  
Ms. Kobasuk YES                      Mr. Pulskamp YES                      Mr. Zornes YES

PASSED this 22<sup>nd</sup> day of April, 2008.


  
Curt Cosby, Mayor  
Village of Newtown, Ohio

**AUTHENTICATION**

This is to certify that this Ordinance was duly passed, and filed with the Village of Newtown this 22<sup>nd</sup> day of April, 2008.

  
Keri Everett, Fiscal Officer  
Village of Newtown, Ohio

**APPROVED AS TO FORM**

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