

RESOLUTION NO. 020-13

A RESOLUTION AWARDING THE SCOTT STREET IMPROVEMENTS (PID NO. 86846) PROJECT; AND DECLARING AN EMERGENCY

WHEREAS, the City of Napoleon has determined to proceed with the Scott Street Improvements Project; and,

WHEREAS, the City has conducted all of the required preliminary functions such as advertising and requesting bid proposals for said project; and,

WHEREAS, this City did open the bids for said project on May 1st, 2013; and,

WHEREAS, this City has reviewed said bid proposals; Now Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, City of Napoleon, after conducting all formal action required, including properly advertising for and receiving bids, for the Scott Street Improvements Project the City does hereby find that the lowest and best bid was submitted by Miller Brothers Construction Inc. with a base bid of \$2,995,049.38 and a total bid, taking into consideration alternate bids, of \$3,025,749.38.

Section 2. That, upon a determination of lowest and best bid, the City of Napoleon does hereby by award the Scott Street Improvements Project (PID NO 86846) to Miller Brothers Construction Inc.

Section 3. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 4. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 5. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to receive essential Federal and State grants; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed:

May 6, 2013

John A. Helberg
John A. Helberg, Acting Council President

Approved: May 6, 2013 _____
Ronald A. Behm, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:

Gregory J. Heath
Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 020-13 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, _____; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Gregory J. Heath, Clerk/Finance Director