

VILLAGE COUNCIL OF WAKEMAN, OHIO
RESOLUTION NO. 2022-R-28

A RESOLUTION AUTHORIZING AND DIRECTING THE VILLAGE ADMINISTRATOR TO ENTER INTO A WRITTEN CONTRACT WITH THE LOWEST AND BEST BIDDER KWEST GROUP FOR THE STATE ROUTE 20 CULVERT REPLACEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the Village undertaken efforts to improve its storm water source removal; and

WHEREAS, Village Council authorized the Village Administrator to advertise for bids for the STATE ROUTE 20 CULVERT REPLACEMENT Project by Motion of Council; and

WHEREAS, the Village Administrator by and through Poggemeyer Design Group, properly advertised for bids; and

WHEREAS, as required by Section 731.141 of the Ohio Revised Code, the bids were opened and publicly read by the village administrator or person designated by the village administrator at the time, date and place specified in the advertisement to bidders or specifications, to wit: by designee Poggemeyer Design Group on August 26, 2022; and

WHEREAS, the Village Administrator, by and through Poggemeyer Design Group has reviewed all bids and upon review of references, equipment, materials, suppliers, subcontractors, and all documents submitted as required by the bid documents, the Engineer recommends the award of the contract to the following lowest and best bidder: KWEST GROUP. (See Poggemeyer letter dated August 30, 2022); and

WHEREAS, the Village Administrator, by and through Poggemeyer Design Group, submits that the lowest and best bid was RESPONSIVE and submitted in compliance with all bid, contract and legal requirements; and

WHEREAS, the Village Administrator, by and through Poggemeyer Design Group, further submits that the lowest and best bidder is a RESPONSIBLE bidder capable and qualified to furnish the labor, service and equipment necessary to satisfy requirements of the contract; and

WHEREAS, in those villages that have established the position of village administrator, the village administrator shall make contracts, purchase supplies and materials, and provide labor for any work under the administrator's supervision involving not more than fifty thousand dollars. When an expenditure, other than the compensation of persons employed by the village exceeds fifty thousand dollars, the expenditure shall first be authorized and directed by ordinance of the legislative authority of the village. [Section 731.141 of the Ohio Revised Code]

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WAKEMAN, STATE OF OHIO: (RC 731.18)

SECTION 1. That Village Council hereby finds that the lowest and best bid was submitted by: KWEST GROUP.

SECTION 2. That Village Council hereby authorizes and directs the Village Administrator to enter into a written contract with lowest and best bidder KWEST GROUP. for the STATE ROUTE 20 CULVERT REPLACEMENT Project.

SECTION 3. That the contract shall be executed in the name of the village and signed on its behalf by the village administrator. [Section 731.141 of the Ohio Revised Code]

SECTION 4. DISPENSE WITH THREE READINGS. That the legislative authority, upon a vote of at least three-fourths of its members, hereby dispenses with the rule requiring each ordinance or resolution shall be read on three different days. [R.C. 731.17(A)(2)]

SECTION 5. DECLARATION OF EMERGENCY FOR IMMEDIATE EFFECT. That by two-thirds vote of all the members elected to the legislative authority, this Ordinance/Resolution is hereby declared to be an emergency measure pursuant to RC 731.30, being necessary for the immediate preservation of the public peace, health, or safety of the municipal corporation and shall go into immediate effect for the following reason(s):

Poggemeyer reports that the project is to be substantially completed by November 4, 2022 following notification by the Village for the Contractor to proceed with final completion by November 11, 2022.

SECTION 6. PUBLIC MEETING. That it is found and determined that all formal action of this public body concerning or relating to the passage of this Resolution/Ordinance were adopted in a public meeting open to the public at all times, and that all deliberations of the public body and any of its committees that resulted in such formal action, were in public meetings open to the public, in compliance with all legal requirements including all lawful ordinances and any applicable provisions of section 121.22 of the Ohio Revised Code.

WHEREFORE, this legislation shall take effect at the earliest period allowed by law.

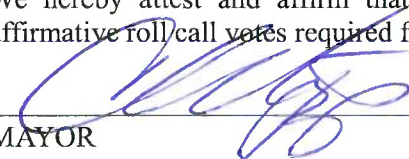
PASSED AND ADOPTED on this 12 day of September, 2022.

Vote on the passage was taken by yeas and nays and entered upon the journal as follows R.C. 731.17(A)(3):

YEAS: 6 NAYS: 0 ABSTAIN: 0

AUTHENTICATION and ATTESTATION
(RC 731.20)

We hereby attest and affirm that the foregoing Ordinance/Resolution received the necessary affirmative roll/call votes required for passage by R.C. 731.17.


MAYOR


FISCAL OFFICER


First Reading: September 12, 2022
Second Reading: dispensed (may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2))

Third Reading: dispensed (may be dispensed by a vote of at least three-fourths of members. R.C. 731.17(A)(2))

CERTIFICATE OF POSTING
(RC 731.25)

I hereby certify that pursuant to R.C. 731.25, a succinct summary of the above legislation was posted in not less than five of the most public places in the municipal corporation as determined by the legislative authority [see Wakeman Code 123.01] for a period of not less than fifteen days prior to the effective date at the following locations:

- 1) Wakeman Public Library, 18 East Abbott Street; and
- 2) Electronically online at official Village website; and
- 3) Wakeman Post Office, 17 West Main Street; and
- 4) Village of Wakeman Municipal Building, 59 Hyde Street; and
- 5) Mickey Mart, 52 West Main Street.


FISCAL OFFICER/COUNCIL CLERK