

RESOLUTION NO. 08-0902-04

**A RESOLUTION IDENTIFYING THE APPARENT LOWEST AND BEST BIDDER;
AUTHORIZING NOTICE TO PROCEED WITH THE LOWEST AND BEST BIDDER
FOR THE LIBERTY TOWNSHIP 2008 SAWMILL PARKWAY SIDEWALK BIKE
PATH IMPROVEMENT; AND AUTHORIZING TOWNSHIP EMPLOYEES TO
PERFORM ATTENDANT DUTIES**

WHEREAS, Liberty Township, Delaware County, Ohio, has previously declared the necessity of and determined through unanimous vote to proceed with the solicitation of bids for work on the Liberty Township 2008 Sawmill Parkway Sidewalk Bike Path Improvement; and

WHEREAS, pursuant to Ohio Rev. Code §§ 5571.01, 5575.02, *et seq.*, and 5571.10, *et seq.*, Liberty Township, Delaware County, Ohio, has advertised and let for bid the proposed work necessary to construct the proposed sidewalk bike path improvement within the road right-of-way; and

WHEREAS, pursuant to Ohio Rev. Code § 5575.02, one company has submitted a bid and appears to be the lowest and best bidder for the work; and

WHEREAS, pursuant to Ohio Rev. Code § 5573.01, Liberty Township, Delaware County, Ohio, wishes to enter into a principal contract for the 2008 Sawmill Parkway Pedestrian Path Improvement; and

WHEREAS, the Board of Trustees finds and recognizes this project will provide general benefit to the residents of Liberty Township.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF LIBERTY TOWNSHIP, DELAWARE COUNTY, OHIO:

SECTION ONE: That Dumar Huntson Paving has been identified as the apparent lowest and best bidder for the 2008 Sawmill Bikepath at the _____, with a lump sum bid price of \$ 153,970, which contract price does/does not include USCOF alternate roller compacted concrete pavement.

SECTION TWO: That David Anderson, Township Administrator, is hereby authorized to direct the successful bidder (Dumar Huntson) to proceed with the work, conduct a post-bid scope review with the apparent lowest and best bidder, and tender a contract with the specified lowest and best bidder for the performance of the work, if appropriate.

SECTION THREE: That David Anderson, Township Administrator, is authorized to execute any attendant documents necessary to proceed with the work, including notices of commencement, notices to proceed, change orders as specified in Section Four of this Resolution, notices of award to surety, and any additional documents which may from time to time become necessary to proceed with the work not involving the expenditure of Township monies unless specifically authorized hereinafter.

SECTION FOUR: That David Anderson, Township Administrator, is authorized to approve change orders which individually do not exceed \$5,000 and which, in the aggregate, do not exceed \$10,000, subject to the ratification of such expenditures by the Township Trustees.

SECTION FIVE: That Mark Gerber, Fiscal Officer, is authorized and requested to establish an interest-bearing escrow account in such form as might be suggested by the Township's legal advisor into which funds for the project should be deposited and stipulating that the income from such account should be utilized to pay for the expenses of creating the same.

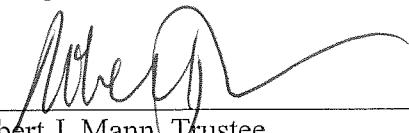
SECTION SIX: That Mark Gerber, Fiscal Officer, is designated and appointed as the prevailing wage coordinator for this project.

SECTION SEVEN: That David Anderson, Township Administrator, is identified as the representative of Liberty Township for all purposes attendant the contracting work with the general contractor set forth herein above.

SECTION EIGHT: That the Administrator shall require an appropriate Township employee to monitor units of pavement placed by the successful bidder and to collect load tickets to serve as verification of the pavement units required.

SECTION NINE: That 100 % of the costs of this improvement will be paid out of the general fund with the balance to be paid out of another appropriate fund.

SECTION TEN: It is found and determined that all formal actions of the Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Trustees, and that all deliberations of the Trustees and of any of its committees that resulted in such formal actions were in meetings open to the public and in compliance with all legal requirements, including § 121.22 of the Ohio Revised Code, unless otherwise excepted or exempted.



Robert J. Mann, Trustee




Curtis J. Sybert, Trustee



Peggy Guzzo, Trustee

APPROVED:



Mark Gerber, Fiscal Officer 9/2/08