

**RESOLUTION NO. 23-37**

No.

Passed

November 16

Yr. 2023

**A RESOLUTION TENTATIVELY AWARDING THE CONSTRUCTION CONTRACT FOR THE WOLF CREEK WATER MAIN REPLACEMENT PROJECT IN THE CITY OF BROOKVILLE, OHIO, AND DECLARING IT AN EMERGENCY.**

**WHEREAS**, the Engineer of the City of Brookville has heretofore prepared plans, specifications and estimates of costs for the Wolf Creek Water Main Replacement Project; and

**WHEREAS**, the Bid Opening was held on Friday, November 3, 2023, and the apparent lowest and best bidder is Tom's Construction, Inc.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BROOKVILLE, OHIO:**

**SECTION I:** The City of Brookville wishes to tentatively award the construction contract to the lowest and best bidder, Tom's Construction, Inc., for the construction of the Wolf Creek Water Main Replacement project, subject to final approval of funding for the Wolf Creek Water Main Replacement.

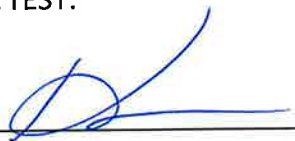
**SECTION II:** The foregoing Resolution was adopted and all actions and all deliberations of the City of Brookville Council were conducted in open meetings to the public in compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

**SECTION III:** This Resolution repeals and rescinds Resolution No. 23-36 which had tentatively awarded the construction contract for the Wolf Creek Water Main Replacement Project to Performance Site Development.

**SECTION IV:** This Resolution is hereby declared to be an emergency measure for the immediate preservation of the public peace, health, safety, and welfare of the citizens of the City of Brookville, Ohio and to insure timely award of the Wolf Creek Water Main Replacement Project. Therefore, this Resolution shall take effect and be in force from and after its passage, provided passage is by at least two-thirds of the members of Council.

PASSED this 16th day of November 2023.


ATTEST:

  
\_\_\_\_\_  
Kimberly Duncan, Clerk

  
\_\_\_\_\_  
Charles Letner, Mayor

**CERTIFICATE**

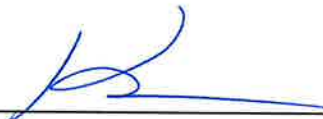
The undersigned, Clerk of the City of Brookville, Ohio, does hereby certify that the foregoing is a true and correct copy of Resolution No. 23-37, passed by the Council of the City of Brookville, Ohio, on the 16th day of November 2023.



\_\_\_\_\_  
Kimberly Duncan, Clerk

**CERTIFICATE OF POSTING**

The undersigned, Clerk of the City of Brookville, Ohio, hereby certifies that the foregoing Resolution No. 23-37, was posted at the City Building, U.S. Post Office and the Brookville Branch of the Montgomery County Public Library, Brookville, Ohio, on the 17th day of November 2023 to the 16th day of December 2023, both days inclusive.



\_\_\_\_\_  
Kimberly Duncan, Clerk