

## **ORDINANCE NO. 8-17**

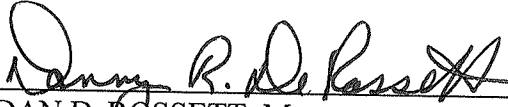
### **AN ORDINANCE AUTHORIZING THE MAYOR AND THE VILLAGE FISCAL OFFICER TO ENTER INTO A CONTRACT WITH DENES CONCRETE FOR REPAIRS TO THE CATCH BASIN ON LIBERTY STREET AND FOR REMOVAL AND REPLACEMENT OF THE CATCH BASIN ON SOUTH MAIN STREET AT FOREST AVENUE AND DECLARING AN EMERGENCY**

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Spencer, Ohio, three-fourths (3/4) of its members concurring herein as follows:


1. That the repair of the catch basin on Liberty Street and all appurtenances should be performed in accordance with the description of work to be done as set forth in the Denes Concrete estimate attached hereto and incorporated herein as "Exhibit A";
2. That the removal and replacement of the catch basin on South Main Street at Forest Avenue should be performed in accordance with the description of work to be done as set forth in the Denes Concrete estimate attached hereto and incorporated herein as "Exhibit A";
3. That the proposal of Denes Concrete, attached hereto and incorporated herein as "Exhibit A," in the total amount of Seven Thousand Five Hundred Dollars (\$7,500) is hereby accepted by the Village of Spencer;
4. That the Mayor and the Village Fiscal Officer are hereby authorized to enter into a contract with Denes Concrete on a contract form approved by the Village Solicitor;
5. That the contract price shall be paid from the J. B. Firestone Trust Fund 2902 in accordance with said contract.
6. That this Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of said Village and for the particular reason that it is immediately necessary to effectuate repairs on the catch basins as soon

as practical during the current building season, and that this Ordinance shall be in full force and effect from and after its passage.

PASSED: June 21, 2017

  
\_\_\_\_\_  
DAN DeROSSETT, Mayor

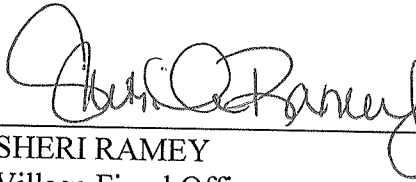
ATTEST:

  
\_\_\_\_\_  
SHERI RAMEY, Village Fiscal Officer

**CERTIFICATE**

The undersigned, Sheri Ramey, Village Fiscal Officer, hereby certifies that the foregoing is a true and exact copy of Ordinance No. 8-17 duly passed by Council for the Village of Spencer, Ohio, on the 21<sup>st</sup> day of June, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Spencer, Ohio, on this 21<sup>st</sup> day of June, 2017.

A handwritten signature in cursive script, appearing to read "Sheri Ramey", is written over a horizontal line.

SHERI RAMEY  
Village Fiscal Officer

**QUOTE**

Denes Concrete  
47599 State Route 18  
Wellington, OH 44090

491

Quote No.



TO Village of Spencer  
109 N. Main St.  
P.O. Box 336  
Spencer, OH 44275

QUOTE DATE	VALID THRU	FOR	PAGE
3/28/2017	7/4/2017	Catch Basin Repair	1

ITEM NO	QUANTITY	DESCRIPTION	UNIT PRICE	EXTENDED
CB1	1	Catch Basin on Liberty St. Saw-cut around basin and remove top. Re-set top, repair basin. Pour 8" thick concrete collar around basin.	2,500.00	2,500.00
CB2	1	Catch Basin @ Forest & Main Saw-cut road, remove entire basin. Set new ODOT 2-2-B Basin. Pour 8" thick collar around basin.	5,000.00	5,000.00

**TOTAL AMOUNT      7,500.00**

Phone: (440) 647-5275  
Fax: (440) 647-5286

*EXHIBIT A*

## CONTRACT

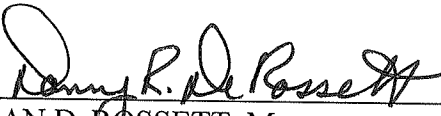
This Agreement, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2016, by and between the **Village of Spencer, Ohio**, by its Mayor as authorized by the Spencer Village Council under Ordinance No. 8-17, hereinafter called "THE VILLAGE," and **Denes Concrete**, hereinafter called the "CONTRACTOR."

WITNESSETH, that said "CONTRACTOR" has agreed and by these presents does agree with "THE VILLAGE," for the consideration of Seven Thousand Five Hundred Dollars (\$7,500) for catch basin repairs on Liberty Street and on South Main at Forest Avenue as follows: (1) to saw-cut around basin and remove top, re-set top, repair basin, pour eight inch (8") thick concrete collar around basin on Liberty Street; and (2) to saw-cut the road, remove entire basin, set new ODOT 2-2-B basin, pour eight inch (8") thick concrete collar around basin on South Main Street at Forest Avenue as set forth in Denes Concrete's proposal attached hereto and incorporated herein as "Exhibit A." The "CONTRACTOR" agrees to furnish at its own proper cost and expense all necessary labor, material, tools, supervision, and equipment of every description so as to carry out in a good, firm, and substantial manner the repairs to the catch basins on Liberty Street and on South Main Street at Forest Avenue and also agrees to comply with the following:

ARTICLE 1: "THE VILLAGE" agrees to pay and the "CONTRACTOR" agrees to accept as full payment for all work done, labor, materials, tools, supervision and equipment furnished, and for each and every matter, thing or act performed, furnished or suffered, in full and complete performance of all acts and requirements incidental and for the completion of the work of this contract in accordance with the terms, conditions, and provisions thereof, at the price of Seven Thousand Five Hundred Dollars (\$7,500) payable upon completion of the contract.

ARTICLE 2: The "CONTRACTOR" agrees to begin work and to prosecute the same with reasonable diligence and speed so as to ensure the completion of the work by no later than the 30<sup>th</sup> day of November, 2017. The "CONTRACTOR" agrees to complete the work to the satisfaction of the Village of Spencer and to so complete the work in a good and workmanlike manner.

**VILLAGE OF SPENCER, OHIO**

By:   
DAN DeROSSETT, Mayor  
P.O. Box 936  
Spencer, OH 44275

Approved for Legal Form:

\_\_\_\_\_  
GREGORY A. HUBER  
Village Solicitor  
Village of Spencer, Ohio

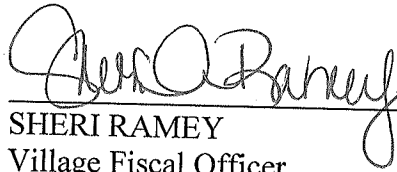
**CONTRACTOR:**  
**DENES CONCRETE**

By: \_\_\_\_\_  
Its: \_\_\_\_\_

47599 State Route 18  
Wellington, OH 44090

EXHIBIT 1

I hereby certify that there are Seven Thousand Five Hundred Dollars (\$7,500) to be paid for by the J. B. Firestone Trust Fund 2902.

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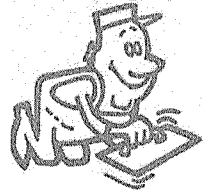
SHERI RAMEY  
Village Fiscal Officer  
Village of Spencer, Ohio

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