

## **ORDINANCE NO. 11-21**

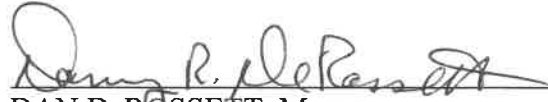
### **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CROSSROADS ASPHALT RECYCLING, INC., NECESSARY FOR REMOVAL AND REPLACEMENT OF THE WALKING PATH AT FIRESTONE PARK AND DECLARING AN EMERGENCY**

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 improvement to the walking path at Firestone Park by way of removal and replacement of the existing walking path, together with other necessary appurtenances, should be made in accordance with the proposal on file in the office of the Village Fiscal Officer of this Village Council;
2. That the Mayor is hereby authorized to enter into a contract, a copy of which is attached hereto as "Exhibit A," subject to approval of the Village Solicitor, with Crossroads Asphalt Recycling, Inc.;
3. That the contract price is hereby appropriated and shall be paid in accordance with said contract with Forty Thousand Dollars (\$40,000) being paid from a grant with the Ohio Department of Natural Resources and Twelve Thousand Eighty-seven Dollars (\$12,087) being paid from the Firestone Fund No. 2902.
4. 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 reason that it is immediately necessary to enter into a contract in order to commence work on

improvements 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: September 15, 2021

  
DAN DeROSSETT, Mayor


ATTEST:

  
SHERI RAMEY, Village Fiscal Officer

**CERTIFICATE**

The undersigned, Sheri Ramey, Spencer Village Fiscal Officer, hereby certifies that the foregoing is a true and exact copy of Ordinance No. 11-21 duly passed by Council for the Village of Spencer, Ohio, on the 15<sup>th</sup> day of September, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Spencer, Ohio, on this 15<sup>th</sup> day of September, 2021.

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

## CONTRACT

This Agreement, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by and between the **Village of Spencer, Ohio**, by its Mayor as authorized by the Spencer Village Council under Ordinance No. 11-21, hereinafter called "THE VILLAGE," and **Crossroads Asphalt Recycling, Inc.**, hereinafter called the "CONTRACTOR."


WITNESSETH, that said "CONTRACTOR" has agreed and by these presents does agree with "THE VILLAGE," for the consideration of Fifty-two Thousand Eighty-seven Dollars (\$52,087) to remove and replace the walking path at Firestone Park as set forth in Crossroads Asphalt Recycling, Inc.'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 removal and replace of the walking path of, 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 Fifty-two Thousand Eighty-seven Dollars (\$52,087) 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, 2021. 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**

**CONTRACTOR:  
CROSSROADS ASPHALT  
RECYCLING, INC.**


By:   
DAN DeROSSETT, Mayor  
P.O. Box 336  
Spencer, OH 44275

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

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

13421 Hawke Road  
Columbia Station, Ohio 44028

Approved for Legal Form:

  
GREGORY A. HUBER  
Village Solicitor  
Village of Spencer, Ohio

*EXHIBIT A  
TO ORDINANCE*

I hereby certify that there are grant monies in the amount of Forty Thousand Dollars (\$40,000) to be paid by the Ohio Department of Natural Resources and Twelve Thousand Eighty-seven Dollars (\$12,087) 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

# PROPOSAL



## CROSSROADS ASPHALT RECYCLING, INC

13421 HAWKE ROAD  
COLUMBIA STATION, OHIO 44028  
Phone: 440-236-5066  
Fax: 440-236-3506

Quote To:  
Attention:  
Fax:

Job Name: Village of Spencer Walking Path  
Estimator: Bill Lambert  
Date: 11/25/19  
Revised: 6/24/2021

ITEM	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
10	Pulverize Existing Walking Path	10,704.00	SF	0.80	8,563.20
20	2" Path Paving	10,704.00	SF	2.20	23,548.80
30	Misc Milling for Overlay	1.00	LUMP	4,250.00	4,250.00
40	1.5" Overlay	8,500.00	SF	1.85	15,725.00
<b>GRAND TOTAL</b>					<b>\$52,087.00</b>

### NOTES:

- \*This proposal is a unit price bid.
- \*Final field measurements will prevail on unit pricing listed above for final billing.
- \*All licences, permits, testing inspections and fees by others.
- \*(1) mobilization is included in pricing above, additional mobilizations will be billed accordingly.
- \*All signage, barricades and traffic control by others.
- \*Water source provided on-site by others.
- \*Subgrade given is to be on grade.
- \*Staking and elevation provided by General Contractor.

\*\*\*QUOTE ESTABLISHED FROM PROVIDED AREAS. ACTUAL INVOICING WILL REFLECT ACTUAL BUILD.

EXHIBIT A