

**VILLAGE OF CHAUNCEY
STATE OF OHIO
RESOLUTION NO. 2021-17**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH
DLZ ENGINEERING TO PROVIDE DESIGN SERVICES TO THE VILLAGE REGARDING A
SEWER REPLACEMENT PROJECT WITH CERTAIN PROVISOS**

IT IS HEREBY RESOLVED, by the Council of the Village of Chauncey, State of Ohio,
as follows:

Section 1. By letter dated May 13, 2021, DLZ, an engineering firm, proposed a contract to provide the Village with services of planning, design, and bidding services for a Sanitary Sewer Replacement Project (Project). A copy of that letter/contract is attached hereto Exhibit 1 and made a part of this Resolution. The Mayor is authorized to execute the contract on behalf of the Village after the Solicitor has indorsed his approval thereon as required by ORC 705.11.

Section 2. A review by the Solicitor raised several items of concern to the Village, which items were memorialized in an email sent by the Solicitor to DLZ, Michael D. Betts, Division Manager. Because of the deadlines imposed upon applications for loans and grants to fund the design contract and the construction contract for the Project, Council did not want to delay the process and therefore approved the contract but made its effectiveness contingent upon the Solicitor's approval of the changes submitted by him to DLZ. Under ORC 705.11, the Solicitor is responsible to prepare all contracts in writing and no contract is effective until he has indorsed his approval upon the contract in question. A copy of his email is attached to this Resolution as Exhibit 2.

Section 3. The Solicitor will report to the Mayor and Council by email when he has indorsed his approval upon the contract with DLZ after negotiation of the changes he suggested to Mr. Betts. Council hereby authorizes the Solicitor to indorse his approval upon the contract in the exercise of his best judgment.

Failure of the Solicitor's approval in writing is a rejection of the DLZ offer to contract.

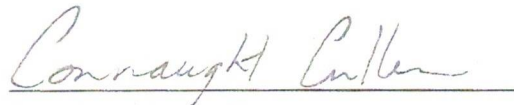
Section 4. This Resolution is declared to be an emergency measure because the 30 day (or less) window for submittal of applications for OWDA loans to fund the design aspect of this Project requires that a contract for design engineering services be entered into before an application for consideration of funding can be made. Once the window is closed, funding may not be available again for a significant period of time.

The three readings requirement of ORC 731.17(A)(2) has been suspended by a vote of three-fourths of Council members.

This Resolution shall take effect immediately upon passage.

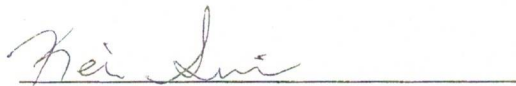
Resolved this 10th day of June, 2021.

ATTEST:



Connaught Cullen
Council President

ATTEST:



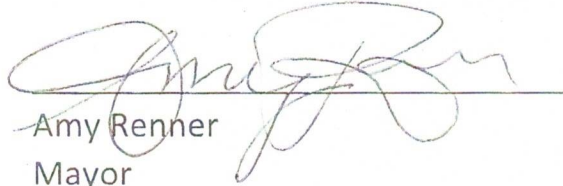
Kevin Simons
Village Fiscal Officer

APPROVED AS TO FORM



Robert J Shostak
Solicitor

ACKNOWLEDGED AND APPROVED



Amy Renner
Mayor

CERTIFICATION OF POSTING/PUBLICATION

The foregoing is a true copy of Resolution 2021-17
Publication of this Resolution was made by posting this copy at five public
locations within the Village as follows:

Village Hall	Date <u>6/23/21</u>
Tee"s Quick Stop	Date <u>6/23/21</u>
CeeDee Carryout	Date <u>6/23/21</u>
Post Office	Date <u>6/23/21</u>
Library	Date <u>6/23/21</u>
Other	Date _____

Attest: 
Kevin Simons
Fiscal Officer

Date 6/23/21