

**RESOLUTION 2019-15**  
**VILLAGE OF NEW RICHMOND**

Council for the Village of New Richmond, Ohio met in regular session this 24<sup>th</sup> day of September 2019 with the following members present:

Dick Feldkamp, *yes*  
Mary Allen, *yes*

Gary Skeene, *yes*  
Becky Ploucha, *yes*

Paul Vanderbosch, *yes*  
Melanie Slade *yes*

Councilperson Allen moved for adoption of the following:

**A Resolution Authorizing the Village Administrator to accept lowest and best bid and execute a Contract with Doll Layman, Ltd. for the New Richmond Wastewater System Repair/ Replacement -Contract II Effluent Pump Station and Plant Appurtenances Project and declaring an emergency**

**Whereas:** The Village of New Richmond desires to upgrade the efficiency and efficacy of the Village Wastewater Treatment Plant to consistently meet EPA standards, and

**Whereas:** The Village of New Richmond has received funding from the Ohio Public Works Commission, and

**Whereas:** Doll Layman Ltd. is the lowest and best bid for the project as recommended by Environmental Engineering Services, and

**Whereas:** The Village of New Richmond desires to accept Doll Layman, Ltd.'s bid of \$211,705.00 and to execute an agreement with Doll Layman, Ltd. to complete the project.

**NOW THEREFORE BE IT RESOLVED,** by the Council of the Village of New Richmond, State of Ohio a majority of its members concurring:

1. That the Village of New Richmond authorizes the Village Administrator to accept the bid by Doll Layman Ltd. and enter into a contract with Doll Layman Ltd. regarding the above-referenced bid on the behalf of the Village in addition to authorizing the Village Administrator to execute any further documents on behalf of the Village which are necessary in order to complete the entire scope of the project as detailed in the above-referenced by proposal submitted by described by Doll Layman Ltd.

2. That Council finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting and that all deliberations of Council which resulted in the passage of this Resolution were taken in meetings open to the public, in full compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.
3. That the Council of the Village of New Richmond passes this resolution as an emergency for the health and safety of the Village in order to meet schedule promised to Ohio EPA and complete project prior to winter weather.
4. That the Village by a  $\frac{3}{4}$ ' majority vote hereby dispenses with the requirement that the Resolution be read on three separate days and hereby authorizes the adoption of the Resolution upon its first reading. That this Resolution shall take effect and be in force from the earliest date allowed by law.

Councilperson Skeene seconded the motion to adopt the foregoing Resolution and upon roll call the vote was as follows:

Dick Feldkamp	<u>yes</u>
Gary Skeene	<u>yes</u>
Paul Vanderbosch	<u>yes</u>
Mary Allen	<u>yes</u>
Becky Ploucha	<u>yes</u>
Melanie Slade	<u>yes</u>

First Reading	<u>9-24-2019</u>
Second Reading	_____
Third Reading	_____

Adopted: 9-24-2019  
Date

ATTEST:

Theresa Leigh  
CLERK OF COUNCIL, Theresa Leigh

Ramona Carr  
MAYOR, Ramona Carr

Approved as to form and content:

Scott Sollmann  
SOLICITOR, Scott Sollmann

## A G R E E M E N T

THIS AGREEMENT, made this 23<sup>rd</sup> day of September 2019, by and between  
Village of New Richmond, Ohio, hereinafter called "OWNER" and Doll Layman, Ltd.  
(Name of Owner)  
doing business as (an individual) or (a partnership) or (a corporation) hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the construction of the Village of New Richmond OPWC: Wastewater System Repair/Replacement – Contract II – Effluent Pump Station and Plant Appurtenances Project
2. The CONTRACTOR will furnish all of the materials, supplies, tools, equipment, labor and other services necessary for the construction and completion of the PROJECT described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within 10 calendar days after the date of the NOTICE TO PROCEED and will complete the same within 180 calendar days unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.
4. The CONTRACTOR agrees to perform all of the WORK as described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of \$ 211,705.00 or as shown in the BID schedule.
5. The term "CONTRACT DOCUMENTS" means and includes the following:
  - (A) Advertisement for BIDS
  - (B) Information for BIDDERS & Supplemental Information for BIDDERS
  - (C) BID SCHEDULE
  - (D) BID GUARANTY AND CONTRACT BOND
  - (E) Agreement
  - (F) General Conditions
  - (G) SUPPLEMENTAL GENERAL CONDITIONS
  - (H) Payment BOND

- (I) Performance BOND
- (J) NOTICE OF AWARD
- (K) NOTICE TO PROCEED
- (L) CHANGE ORDER
- (M) DRAWINGS prepared by Environmental Engineering Service  
numbered 1 through 11, and dated  
April 4, 2019.
- (N) SPECIFICATIONS prepared or issued by Environmental  
Engineering Service, dated April 2019.
- (O) ADDENDA:

No.	<u>1</u>	dated	<u>April 16,</u>	<u>2019</u>
		dated		<u>2019</u>
		dated		<u>2019</u>
		dated		<u>2019</u>
		dated		<u>2019</u>
		dated		<u>2019</u>

- 6. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.
- 7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed or caused to be executed by their duly authorized officials, this Agreement in 5 copies each of which shall be deemed an original on the date first above written.  
(Number of Copies)

**OWNER:**

Village of New Richmond


BY: 

NAME: Greg Roberts  
(Please Type)

TITLE: Village Administrator

(SEAL)

**ATTEST:**



NAME: Lynn Baird  
(Please Type)

TITLE: Fiscal Officer

**CONTRACTOR:**

\_\_\_\_\_  
Doll Layman, Ltd.

BY: C. S. Doll

NAME: C. Stephen Doll  
(Please Type)

TITLE: President

ADDRESS: 4195 Gibson Drive

Tipp City, OH 45371

EMPLOYER IDENTIFICATION NUMBER:

31-1590755

TELEPHONE NUMBER: 937-667-6263

(SEAL)

**ATTEST:**

Rita K. Konicki

NAME: Rita K. Konicki  
(Please Type)

TITLE: Office Manager

(IF A CORPORATION, TWO OFFICERS MUST SIGN)