



CITY OF PATASKALA

RESOLUTION 2020-040

May 4, 2020

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO ENTER INTO A CONTRACT WITH KIRK BROTHERS COMPANY INC. FOR CONSTRUCTION SERVICES FOR THE WATER RECLAMATION FACILITY (WRF) PHOSPHOROUS REDUCTION IMPROVEMENTS PROJECT

WHEREAS, as required by Section 8.02 of the Charter, the City of Pataskala advertised and received bids, via Resolution 2020-027, for the WRF Phosphorous Reduction Improvements Project; and

WHEREAS, the bid opening for this project was held on Friday, April 24, 2020; and

WHEREAS, the lowest and best bid for the Base Bid work was submitted by The Kirk Brothers Company, Inc. in the amount of \$1,183,000.00, which is within the awardable threshold of 10% of the engineer's estimate; and

WHEREAS, Council of the City of Pataskala hereby recognizes the need to enter into an agreement with the lowest and best bidder and believes The Kirk Brothers Company, Inc.'s bid meets this requirement. However, whether the City of Pataskala will enter into this agreement is contingent upon receipt of an Ohio EPA Water Pollution Control Loan Fund approval. Therefore, the City Administrator shall be authorized to execute the Notice of Award and the Agreement for the Construction Contract only once all necessary funds are secured.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PATASKALA, COUNTY OF LICKING, STATE OF OHIO, A MAJORITY OF MEMBERS PRESENT CONCURRING THAT:

Section 1: Under the contingency set forth in Section 2 below, Council for the City of Pataskala hereby authorizes and directs the City Administrator to accept the bid of, and execute a contract with, The Kirk Brothers Company, Inc. for construction services of the WRF Phosphorous Reduction Improvements Project, with the total project amount not to exceed \$1,183,000.00.

Section 2: The City of Pataskala will execute the contract set forth in Section 1 only if the Ohio EPA awards it the funds necessary to pay for this work through the Ohio EPA Water

Pollution Control Loan Fund.

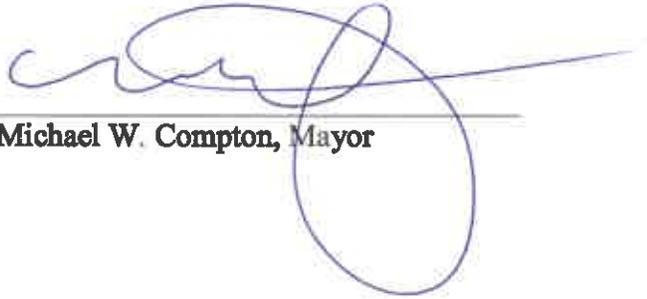
Section 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision-making bodies of the City of Pataskala which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

Section 4: This Resolution shall take effect at the earliest time allowed by the Charter of the City of Pataskala.

ATTEST:



Kathy M. Hoskinson, Clerk



Michael W. Compton, Mayor

APPROVED AS TO FORM:



Brian M. Zets, Law Director