

**ORDINANCE NO. 2021.35**

**AN ORDINANCE AWARDING THE CONTRACT FOR THE OHIO FALLEN HEROES TRAIL PHASE 2 PROJECT TO FACEMYER LANDSCAPING LLC OF SUNBURY, OHIO AND DECLARING AN EMERGENCY**

**WHEREAS**, on or about July 8, 2021, bids were solicited for the Ohio Fallen Heroes Trail Phase 2 Project: and

**WHEREAS**, Facemyer Landscaping LLC of Sunbury, Ohio submitted the lowest and best bid of One Hundred Fourteen Thousand Six Hundred Forty-Nine and 76/100 (\$114,649.76) Dollars for the base bid; and

**WHEREAS**, Sunbury Village Council now wishes to determine that the bid of Facemyer Landscaping LLC is the lowest and best bid and authorize the Village Administrator to execute a contract and any other necessary documents to effectuate the award of the Village of Sunbury Ohio Fallen Heroes Trail Phase 2 project to Facemyer Landscaping LLC.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of Sunbury, Delaware County, Ohio.

**SECTION I:** The contract for the Village of Sunbury Ohio Fallen Heroes Trail Phase 2 Project is hereby awarded to Facemyer Landscaping LLC pursuant to their lowest and best bid in the amount of One Hundred Fourteen Thousand Six Hundred Forty-Nine and 76/100 (\$114,649.76) Dollars contingent upon final engineering and legal approval.

**SECTION II:** The Village Administrator or alternatively, the Mayor, are hereby authorized to execute a contract and any and all other necessary documents with Facemyer Landscaping LLC to effectuate the award of said project.

**SECTION III:** It is found and determined that all formal actions of this Council concerning and related to the adoption of this Ordinance were adopted in open meetings of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public, and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

**SECTION IV:** This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the Village of Sunbury, Ohio, to allow the award of said contract to be made without undue delay to allow construction to begin and facilitate completion of construction of the trail for the enjoyment of Village residents and visitors at the earliest possible date.

**WHEREFORE**, this Ordinance shall take effect and be in force immediately from and after its passage.

<b>VOTE ON SUSPENSION OF THE RULES</b>	<b>YEAS</b>	<b>NAYS</b>
	_____	_____
<b>VOTE ON EMERGENCY</b>	<b>YEAS</b>	<b>NAYS</b>
	_____	_____
<b>VOTE ON ORDINANCE 2021.35</b>	<b>YEAS</b>	<b>NAYS</b>
	_____	_____

**PASSED:** \_\_\_\_\_, 2021

**Joseph St. John, Mayor**

**ATTEST:**

**Kathy Belcher, Director of Finance**

**CERTIFICATION**

I hereby certify on this \_\_\_ day of \_\_\_\_\_ 2021, that the foregoing is a true and accurate copy of the Ordinance passed at the meeting held on \_\_\_\_\_, 2021, of the Village of Sunbury, County of Delaware, State of Ohio.

Director of Finance