

ORDINANCE NO. 14-2023

**AN ORDINANCE AUTHORIZING THE VILLAGE ADMINISTRATOR TO AWARD THE CONTRACT FOR THE VILLAGE OF PLAIN CITY WASTEWATER TREATMENT PLANT EXPANSION PROJECT TO KIRK BROS. CO., INC**

**WHEREAS**, the Village of Plain City Council has adopted the 2023 Village of Plain City operating budget and capital improvement plan; and

**WHEREAS**, the Village of Plain City Wastewater Treatment Plant Expansion Project is included in the 2023 project; and

**WHEREAS**, in accordance with R.C. 735.05, the Village advertised for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the Village; and

**WHEREAS**, having reviewed the bid, the Village's engineer has identified the bid from Kirk Bros. Co., Inc as the best, lowest, and responsible bid and recommends it be accepted; and

**WHEREAS**, the Village Administrator concurs with the Village engineer's assessment and now seeks authority of the Village Council to award the bid to Kirk Bros. Co., Inc in an amount not to exceed \$10,440,322.00; and

**WHEREAS**, the Village Administrator requests authority, consistent with industry standards, of Village Council to approve, without the necessity of further Council action, change orders on the project not to exceed 10% of the bid.

**NOW THEREFORE BE IT ORDAINED** by the Council of the Village of Plain City, Ohio, a majority of the members elected or appointed thereto concurring, as follows:

**Section 1.** The Village Administrator is hereby authorized and directed to accept the bid of and execute an agreement with Kirk Bros. Co., Inc for the Village of Plain City Wastewater Treatment Plant Expansion Project in an amount not to exceed \$10,440,322.00.

**Section 2.** The Village Administrator is hereby authorized to approve requested change orders on this project not to exceed 10% of the total bid without the need of further approval of Council.

**Section 3.** The Village Director of Finance is authorized and directed to take all action necessary to appropriate and disburse funds in accordance with the contract.

**Section 4.** It is found that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council that resulted in this formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio

Revised Code.

**Section 5.** This Ordinance shall be effective from and after the earliest period provided by law.

Passed: July 10, 2023.

Attest: Austin Precious  
Clerk of Council

Jody Carney  
Mayor

First reading: June 26, 2023. Vote: \_\_\_ yea \_\_\_ nay \_\_\_ abstain

Second reading: July 10, 2023. Vote: 5 yea \_\_\_ nay \_\_\_ abstain

**Certificate of Publication**

The undersigned, being Clerk of Council of the Village of Plain City, hereby certifies that the foregoing was published by posting for 15 days as required by law and in accordance with Section 4.15 of the Codified Ordinances. The posting was done from July 11, 2023 to July 26, 2023 at the Office of the Clerk of Council located at 800 Village Boulevard; all being in the Village of Plain City, Ohio and the Village of Plain City Website at [www.plain-city.com](http://www.plain-city.com).

Date: July 11, 2023

Austin Precious  
Clerk of Council