

ORDINANCE NO.: 04-2023  
ADOPTED: May 3, 2023

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, OR HIS DESIGNEE, TO ADVERTISE, RECEIVE, AND REVIEW BIDS FOR OUTVILLE ROAD / 5TH STREET REPAVING PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the Village of Kirkersville maintains the public roadways and infrastructure within the Village; and

WHEREAS, Council for the Village of Kirkersville believes the proposed Outville Road / 5th Street Repaving Project (the "Project") is much needed and long overdue; and

WHEREAS, the Village of Kirkersville received OPWC funding to help pay for the Project. However, because Council for the Village of Kirkersville reasonably estimates that the cost of the Project will exceed \$50,000, it needs to seek competitive bids.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF KIRKERSVILLE, LICKING COUNTY, OHIO THAT:**

SECTION 1: Council for the Village of Kirkersville hereby authorizes and directs the Mayor, or designee, to advertise, receive, and review bids for the Project. The advertisement must be for not less than two nor more than four consecutive weeks in a newspaper of general circulation within the Village or as provided in R.C. 7.16. The bids shall be opened and publicly read at the time, date, and place specified in the advertisement to bidders.

SECTION 2: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereof.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that any and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements of the laws of the State of Ohio.

SECTION 4: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that needs the Village needs begin the competitive bidding process as soon as possible so that it can timely begin the Project and take advantage of the funding it received. Wherefore, provided this Ordinance receives the required affirmative votes of Council, this Ordinance shall take effect and be in force immediately upon passage by Council.

Passed in Council this 3 day of May, 2023.

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Terry Ashcraft, Mayor

ATTEST: \_\_\_\_\_  
Shirley Roskoski, Clerk of Council

APPROVED:

Approved as to form this 27<sup>th</sup> day of April 2023:



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Brian M. Zets  
Village Solicitor