

RESOLUTION NO. 22-07-836

AWARD BID, EXECUTE CONTRACT AND ISSUE NOTICE TO PROCEED FOR THE  
SHENANDOAH SEWER UPGRADE PROJECT

SANITARY ENGINEERING DEPARTMENT

Mr. Westfall introduced the following resolution and moved for its adoption:

WHEREAS, on Tuesday, May 17, 2022 by Resolution No. 22-05-579, the Board of Miami County Commissioners did authorize and direct that the legal notice for bid for the Shenandoah Sewer Upgrade Project be published in the Dayton Daily News and posted on the County's website; and

WHEREAS, said Legal Notice was published in accordance with Ohio Revised Code Section 307.87, and did appear in the Dayton Daily News on May 19, 2022 and was also published on the County website; and

WHEREAS, the Board of Miami County Commissioners, in accordance with the aforementioned Resolution, did also establish the time, date and place to receive bids for the Shenandoah Sewer Upgrade Project as June 7, 2022 at 9:05 a.m. in the Commissioner's Hearing Room located in the Miami County Safety Building, 201 West Main Street, Troy, Ohio; and

WHEREAS, agents of said Board did open and read aloud, such bids as were received prior to, by and at the time, date and place named in the notice to bidders and the above stated Resolution; and

WHEREAS, by Resolution No. 22-06-686 on June 7, 2022, the Board of Miami County Commissioners deferred award of said bid until such time as the bids have been reviewed to determine if all specifications were met and did refer said bids to the Miami County Sanitary Engineer for review and recommendation on award; and

WHEREAS, such recommendation on the award of the bid, to the lowest and best bidder, has been made by the Miami County Sanitary Engineer to the Board of Miami County Commissioners; and

WHEREAS, the Miami County Sanitary Engineer states that funds provided for said Project are equal to or greater than the bid submitted by the Contractor recommended by said Sanitary Engineer.

WHEREAS, the U.S. Treasury guidance provide that the ARPA Fund Payment may only be used by the County to finance costs that (a) respond to the COVID-19 public health emergency or its negative economic impacts; (b) respond to workers performing essential work; (c) provide government services to extent of reduction in revenue; and (d) make necessary investments in water, sewer, or broadband infrastructure (collectively, the "**Criteria**"); and

WHEREAS, the Miami County ARPA Committee members recommend using ARPA funding with restricted infrastructure funds for said project.

NOW, THEREFORE BE IT RESOLVED, by the Board of Miami County Commissioners, that in accordance with the recommendation of the Sanitary Engineer, the bid be, and is hereby, awarded to Brumbaugh Construction, Inc. of Arcanum, Ohio in an amount not to exceed \$113,853.00 for the Shenandoah Sewer Upgrade Project; and

BE IT FURTHER RESOLVED, by the Board of Miami County Commissioners, to execute and sign a contract with Brumbaugh Construction, Inc. of Arcanum, Ohio for the Shenandoah Sewer Upgrade Project at a cost not to exceed \$113,853.00, which will be paid from Fund 198 – Restricted Infrastructure; and

BE IT FURTHER RESOLVED, by the Board of Miami County Commissioners, that the execution and signing of said contract and delivery of the same to Brumbaugh Construction, Inc. of Arcanum, Ohio shall serve as a Notice to Proceed with the Shenandoah Sewer Upgrade Project; and

BE IT FURTHER RESOLVED, by the Board of Miami County Commissioners, that the Clerk of said Board be, and she is hereby, directed to certify a copy of this Resolution to the Miami County Sanitary Engineer.

Mr. Simmons seconded the motion and the Board voted as follows upon roll call:

Mr. Mercer, Yea;

Mr. Westfall, Yea;

Mr. Simmons, Yea;

DATED: July 12, 2022

#### CERTIFICATION

I, Janelle S. Barga, Clerk to the Board of Miami County Commissioners, do hereby certify that this is a true and correct transcript of action taken by the Board under the date of

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Janelle S. Barga, Clerk

cc: Journal  
Files  
Sanitary Engineering  
MCC – Carrie Vaughan