

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH D & M EXCAVATING, INC. FOR THE CONSTRUCTION OF THE "PENNYROYAL ROAD, EAST END, ROADWAY IMPROVEMENTS" PROJECT.**

WHEREAS, the city plans to improve approximately 1,350 feet of Pennyroyal Rd.; and

WHEREAS, after competitive bidding, twelve (12) proposals for construction services were received ranging from \$686,079.85 to \$798,170.50; and

WHEREAS, the proposal of \$686,079.85 from D & M Excavating, Inc. was the apparent lowest and best possible bid; and

WHEREAS, the City Engineer and City Manager have recommended that D & M Excavating, Inc. be tentatively selected to perform the necessary work; and

NOW, THEREFORE, THE MUNICIPALITY OF SPRINGBORO HEREBY RESOLVES:

SECTION I

The City Manager is hereby authorized to negotiate a suitable contract with D & M Excavating, Inc. for the specified Pennyroyal Road, East End, Roadway Improvements at a cost not to exceed \$686,079.85 and enter into such contract.

SECTION II

This Resolution vests no rights in any bidder. No contract shall be formed until executed by the City Manager.

SECTION III

This Resolution shall take effect immediately upon its adoption.

Adopted: September 2, 2010.

\_\_\_\_\_  
John H. Agenbroad, Mayor

ATTEST:

\_\_\_\_\_  
Lori A. Martin, Clerk of Council

This resolution was prepared by Raj K. Sharma, City Engineer and approved by Alan B. Schaeffer, Law Director.