

The Board of Education of the Northwest Local School District, County of Hamilton, Ohio, met in regular session at 6:30 p.m. EDST on the 15th day of April 2024, at 3240 Banning Road, Cincinnati, Ohio 45239, with the following members present:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ moved the adoption of the following resolution:

**NORTHWEST LOCAL SCHOOL DISTRICT**

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

**A RESOLUTION EXPRESSING AN INTENT TO AWARD A CONSTRUCTION CONTRACT FOR THE COLERAIN HIGH SCHOOL STADIUM SEWER AND WATER IMPROVEMENTS PROJECT; AND AUTHORIZING THE PRESIDENT AND THE TREASURER TO ENTER INTO SAID CONTRACT UPON COMPLIANCE WITH ALL CONDITIONS PRECEDENT RELATED TO THE PAVEMENT MAINTENANCE PROJECT.**

**WHEREAS**, the Board of Education of the Northwest Local School District (the "Board of Education"), County of Hamilton, Ohio, by resolution approved to go out to bid for the NWLSD Colerain High School Stadium Sewer and Water Improvement project and authorized the commencement of the bidding process and the procurement for bids pursuant to applicable laws, including but not limited to, Sections 7.12, 9.31, 9.311, 153.12, 153.50, 153.51, 153.52, 153.54 to 153.571, 3313.46, and 5719.042, ORC;

**WHEREAS**, The Kleingers Group (hereinafter called the "Construction Manager"), commenced the bidding process for the Bid Packages;

**WHEREAS**, the Board of Education has appointed or will appoint a certain authorized representative (hereinafter called the "Authorized Representative") to act on its behalf during the planning, bidding, award and construction phases of the Project;

**WHEREAS**, the Construction Manager, held a Pre-Bid Conference for prospective bidders wherein prospective bidders were briefed on said Bid Packages;

**WHEREAS**, the Construction Manager, on behalf of the Board of Education, received sealed bids at the time and place established for the receipt of bids for said Bid Packages and opened and read aloud said bids immediately thereafter;

**WHEREAS**, the Construction Manager, has tabulated the bids for said portion of the Project

Bid Package received and advised the Board of Education on the acceptance or rejection of any or all bids, alternates and budget considerations;

**WHEREAS**, the Construction Manager, has reviewed all bids received for the Bid Packages for said portion of the Project and has conducted a responsibility investigation of the apparent low Bidders in compliance with Sections 153.12 and 3313.46(A)(6), ORC, and any other authorizing provisions of law.

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Education, that after careful consideration and evaluation of the information before it:

**Section 1.** The Board of Education hereby accepts the recommendation of the Construction Manager, to award the Base Bid and any Alternates for the Bid Package for the portion of the Project to the bidder as provided below as the lowest responsible bidder in compliance with Section 3313.46(A)(6), ORC, and any other authorizing provisions of law, contingent upon compliance with all conditions precedent to contract execution:

<u>Bid Package</u>	<u>Lowest Responsible Bidder</u>
NWLSD Colerain High School Stadium Sewer and Water Improvements Project – Base Bid and Three Alternates	D J Drew Company LLC <b>\$477,620.00</b>

**Section 2.** The Board of Education hereby authorizes the Construction Manager, on its behalf, to forward a Notice of Intent to Award Contract for said portion of the Project, with the appropriate Contract Form, to the lowest responsible bidder referenced in Section 1. The Construction Manager shall simultaneously notify the surety and agent of the surety of said lowest responsible bidder of the intent to award pursuant to Section 9.32, ORC.

**Section 3.** Subject to the approval of the Board of Education construction counsel, and upon compliance with all conditions precedent to Contract execution, the Board of Education hereby authorizes the President and Treasurer to sign said Contract.

**Section 4.** The Board of Education hereby authorizes the Treasurer to sign the Certificate of Funds, upon execution of said Contract, and attach to said Contract a copy of the Certificate of Funds.

**Section 5.** The Board of Education hereby authorizes the Construction Manager (at a time determined appropriate by Construction Manager), after the Construction Manager's 'receipt of said Contract signed by the Contractor to forward a Notice to Proceed for said Contract.

**Section 6.** The Board of Education hereby authorizes the Treasurer, at the appropriate time and with the assistance of the Board of Education construction counsel, to prepare, and make available upon request, a Notice of Commencement pursuant to Section 1311.252, ORC, prior to the performance of any work related to said Contract.

**Section 7.** The Board of Education hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of Education, and that all deliberations of this Board of Education and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22, ORC.

**Section 8.** This resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board of Education that may be inconsistent or duplicative with the provisions of this resolution.

\_\_\_\_\_ seconded the motion and the roll being called upon the question of the adoption of the resolution, the vote resulted as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
Treasurer

### **CERTIFICATE**

The undersigned hereby certifies that the foregoing is a true and correct copy of a resolution adopted at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, together with a true and correct extract from the minutes of said meeting to the extent pertinent to consideration and adoption of said resolution.

\_\_\_\_\_  
Treasurer