

CITY OF CLAYTON, OHIO

RESOLUTION NO. R – 03 – 26 – 27

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JOHN R. JURGENSEN COMPANY FOR THE 2026 PAVING PROGRAM; AUTHORIZING RELATED ADMINISTRATIVE ACTIONS; AND DECLARING AN EFFECTIVE DATE

WHEREAS, the City has determined that certain public streets require maintenance and improvement in order to preserve public infrastructure and promote the health, safety, and welfare of the City and its residents; and

WHEREAS, the 2026 paving program includes mill and fill asphalt improvements on Swan Road, Blue Teal Drive, Wood Duck Court, and Kimmel Road; and

WHEREAS, John R. Jurgensen Company has agreed to perform the work for the 2026 paving program at pricing acceptable to the City, with the total contract amount not to exceed **Six Hundred Thousand Dollars and No/100 (\$600,000.00)** unless otherwise set forth in the final approved staff report, bid tabulation, or appropriations measure adopted by Council; and

WHEREAS, the City has determined that entering into a contract for such improvements is in the best interests of the City and its residents; and

WHEREAS, all expenditures under the contract shall be paid only from funds duly appropriated and made available for the 2026 paving program in accordance with Ohio law and the City's budgetary procedures; and

WHEREAS, the contract and all actions taken pursuant to this Resolution must be administered in accordance with the Ohio Revised Code, the City Charter, the City's ordinances, and all applicable procurement, contracting, fiscal, planning, and zoning requirements.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Clayton, Ohio, [majority or other required vote concurring], that:

Section 1. Authorization of Contract

The City Manager is hereby authorized to enter into a contract on behalf of the City with **John R. Jurgensen Company** for the 2026 paving program, including mill and fill asphalt improvements on **Swan Road, Blue Teal Drive, Wood Duck Court, and Kimmel Road**, in an amount **not to exceed \$600,000.00**, unless otherwise set by final approved staff report, bid tabulation, or appropriations measure adopted by Council.

Section 2. Renewal Option

If permitted by the final contract documents and applicable law, the City Manager is further authorized to include or exercise an option to renew for up to **two (2) additional years**, provided that pricing remains unchanged or otherwise acceptable to the City and all required appropriations and approvals are in place.

Section 3. Administrative Authority

The City Manager, Finance Director, Law Director, and such other appropriate City officials are hereby authorized to execute and deliver any contract, agreement, purchase order, certification, change documentation, and any other related documents necessary to carry out the intent of this Resolution, with such non-material modifications as may be approved by the City Manager and Law Director, provided such actions are consistent with this Resolution and applicable law.

Section 4. Compliance with Law

The contract authorized by this Resolution shall be administered in accordance with all applicable provisions of the **Ohio Revised Code**, the **City Charter**, the **City's ordinances**, and all applicable **procurement, contracting, fiscal, planning, and zoning requirements**.

Section 5. Appropriations and Funding

The expenditures authorized herein shall be paid solely from funds duly appropriated and made available for the 2026 paving program in accordance with Ohio law and the City's budgetary procedures. No obligation shall be incurred under the contract except as permitted by law and supported by available appropriations.

Section 6. Best Interests of the City

Council finds and determines that the work authorized herein is necessary for the maintenance and improvement of public infrastructure and is in the best interests of the City and its residents.

Section 7. Severability

If any provision of this Resolution is held invalid or unenforceable, such determination shall not affect the validity or enforceability of the remaining provisions, which shall remain in full force and effect.

Section 8. Effective Date

This Resolution shall take effect and be in force at the earliest time permitted by law.

ADOPTED BY COUNCIL ON MARCH 19, 2026

ATTEST:


Barbara Seim, Clerk


Ryan Farmer, Mayor

APPROVED AS TO FORM:


Law Director

CERTIFICATE

The undersigned, Clerk of the City of Clayton, Ohio does hereby certify that the foregoing is a true and correct copy of Resolution No. R-03-26-27 passed by the Council of said City on the 19th day of March 2026, and that the foregoing Resolution No. R-03-26-27 was posted at the City Building, Fire Station 83 and Fire Station 84, on the 20th day of March 2026, to the 2nd day of April 2026, both days inclusive.


Barbara Seim, Clerk