

**RESOLUTION NO. 27 , 2008**

**A RESOLUTION CORRECTING RESOLUTION NO. 25, 2008  
AWARDING A CONTRACT TO THE GERTZ COMPANY FOR  
THE 2008 CURB REPLACEMENT PROJECT**

**WHEREAS**, Council did on August 6, 2008 pass Resolution No. 25, 2008 authorizing the City Manager to enter into a contract with The Gertz Company for the 2008 Curb Replacement Project; and

**WHEREAS**, it was later determined that the appropriate entity for awarding the contract should have been the Daniel R. Gertz and Associates, Inc. entity which does business as The Gertz Company; and

**WHEREAS**, it was determined that Daniel R. Gertz and Associates, Inc. has not appropriately registered the fictitious name The Gertz Company; and

**WHEREAS**, it is necessary to correct the prior legislation so that the appropriate entity is authorized to receive the bid and to complete the contract which was awarded.

**NOW THEREFORE, BE IT RESOLVED** by the Council of the City of Montgomery, Hamilton County, Ohio, that:

**SECTION 1.** Resolution No. 25, 2008 is hereby amended to award the contract for the 2008 Curb Replacement Project to Daniel R. Gertz and Associates, Inc., doing business as The Gertz Company.

**SECTION 2.** Resolution No. 25, 2008 is hereby ratified as amended.

**SECTION 3.** This Resolution shall be in full force and effect from and after its passage.

PASSED: October 1, 2008

ATTEST: Susan J. Hamm  
Susan J. Hamm, Clerk of Council

Gerri Harbison  
Gerri Harbison, Mayor

APPROVED AS TO FORM:

Terrence M. Donnellon  
Terrence M. Donnellon, Law Director