

City of Willoughby Hills

ORDINANCE NO. 2018-30

AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR PROFESSIONAL SERVICES PROVIDED BY RICHARD L. BOWEN + ASSOCIATES INC. FOR DESIGN COORDINATION OF THE DODD ROAD BANK STABILIZATION PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, a small portion of the Dodd Road embankment (around 75 feet) has recently failed and has exposed guardrail posts and roadway material; and

WHEREAS, this section of the road is approximately 500 feet and is in close proximity to the river bank that is in immediate need of protection; and

WHEREAS, this project is time sensitive for the following reasons: (a) critical to maintain the integrity of the roadway, as well as health, safety, and welfare of the public; (b) intent is to complete stabilization construction prior to planned resurfacing of Dodd Road in 2019; as part of the resurfacing project, this portion of Dodd Road will be shifted several feet further away from the bank; (c) required permitting from Army Corp of Engineers is currently unpredictable, and could be a factor in schedule; and

WHEREAS, following an onsite meeting between the City Engineer, the Road Superintendent, and the Director of the Lake County Stormwater Management Department, proposals were requested from three (3) engineering firms with experience and qualifications in bank stabilization; and

WHEREAS, all three (3) firms visited the site and provided proposals and upon review, the City Engineer found KS Associates to be the most complete, responsive and due to their technical diversity, makes them uniquely qualified for this project; and

WHEREAS, Richard L. Bowen + Associates Inc. will oversee the work of KS Associates and will serve as the City's representative during the analysis and design process, with said design process to last three (3) months; and

WHEREAS, the scope of services for the abovementioned project are as follows: (1) Act as city representative and point of contact for KS Associates; (2) Coordinate scope and intent of project with KS Associates; (3) Monitor progress and schedule; (4) Review investigation findings, feasibility study, and detailed design; (5) Coordinate permitting with Army Corp of Engineers; (6) Review and recommend progress payments to KS Associates; and

WHEREAS, based on Section 2.2 and 2.3 of the "*Agreement between City of Willoughby Hills, Ohio & Richard L. Bowen + Associates Inc. for City Engineering Services*", the Base Professional Services fee is estimated to be:

1.	Consulting Services			\$ 7,680.00
	A.	City Engineer or Assistant City Engineer (80 hrs @\$96/hr, based on 3-months)	\$ 7,680.00	
2.	Normal reimbursable expenses such as travel, reproduction, printing, & shipping will be invoiced at 1.1 times direct cost			\$ 220.00
Total Base Fee				\$ 7,900.00

Please note, this is an estimate of anticipated hours. Invoices will be based on actual time spent plus normal reimbursable expenses, not to exceed the limits set above without prior authorization.

WHEREAS, the abovementioned engineering costs are to be reimbursed by the Lake County Stormwater Management Department (LCSMD).

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

SECTION 1. The Mayor is hereby authorized and directed to accept the proposal, dated May 29, 2018, as submitted by Richard L. Bowen + Associates Inc., consisting of two (2) pages, attached hereto as the “Exhibit A”, providing services specifically for Dodd Bank Stabilization – 2018 Design Coordination at a projected cost of \$7,900.00.

SECTION 2. The Finance Director is hereby authorized to provide a City-issued purchase order for said authorized expenditure in accordance with the terms and conditions contained in the two-page proposal, dated May 29, 2018, submitted by Richard L. Bowen + Associates Inc., attached hereto as the “Exhibit A”.

SECTION 3. The actions of this Council concerning and relating to the passage of legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 4. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the municipality and further reason being that the City requires the professional services to immediately proceed with the bank stabilization critical to maintain the integrity of the roadway; wherefore this Ordinance shall be in full force and take effect from and after its adoption and approval by the Mayor.

PASSED: June 14, 2018

Submitted to the Mayor for his approval
on this 14 day of June, 2018

ATTEST:

Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council

Nancy E. Fellows
Nancy E. Fellows
President of Council

Approved by the Mayor

June 14

Robert M. Weger
Robert M. Weger
Mayor