

City of Willoughby Hills

ORDINANCE NO. 2019-43

AN ORDINANCE TO ACCEPT THE PROPOSAL PROVIDED BY RICHARD L. BOWEN + ASSOCIATES INC. FOR THE ENGINEERING FEES FOR THE 2019 DODD ROAD RESURFACING PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, the project consists of resurfacing Dodd Road between Pleasant Valley Road and Eagle Road for a total length of approximately 1.7 lineal miles with a section of road approximately 550 feet long located between Milann Drive and Dodd Hill Road to be shifted approximately 8 feet away from the Chagrin River to prevent damage from potential future slope erosion; and

WHEREAS, this project has an estimated construction cost of approximately \$664,700 and is being funded partly by a grant and loan from the Ohio Public Works Commission; and

WHEREAS, the scope of services to be provided by Richard L. Bowen + Associates, Inc., include: (1) serve as the authorized representative of the City and supervise the execution of the project work, including resident coordination and meetings as needed; (2) Design and Document Preparation: plans, specifications, cost estimate, and bid documents as needed; (3) Bidding Assistance: respond to bidder questions, tabulate and evaluate bids, assess contractor's ability, and make recommendation for ward; (4) Construction Administration: respond to contract questions, review contractor submittals, perform site visits, review change orders, review contractor payments, perform punch list and project-close-out; 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.	Professional Services Fee, including an estimated \$100.00 for reimbursable expenses invoiced at 1.1 times direct cost, is based on an estimated construction cost of \$664,700.00		\$ 53,200.00
	A.	75% to be invoiced at completion of plans	\$ 39,900.00
	B.	Remaining 25% payable in pro rata monthly payments	\$13,300.00
Total Base Fee			\$ 53,200.00

Please note, the actual Professional Services Fee will be based on the actual cost of construction, therefore will not be determined until construction is complete and the cost is known.

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 10, 2019, as submitted by Richard L. Bowen + Associates Inc., consisting of two (2) pages, attached hereto as the "Exhibit A", providing engineering services specifically for 2019 Dodd Road Resurfacing Project at a projected cost of \$53,200.00.

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 10, 2019, 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 engineering services for the 2019 Dodd Road Resurfacing Project 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: May 23, 2019

Nancy E. Fellows
Nancy E. Fellows
President of Council

Submitted to the Mayor for his approval
on this 23 day of May, 2019

Approved by the Mayor

May 23 2019

ATTEST:

Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council

Robert M. Weger
Robert M. Weger
Mayor