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Clerk of Council

City of Willoughby Hills

Council
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ORDINANCE NO. 2009-58

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACT WITH CT CONSULTANTS, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN AND CONSTRUCTION IMPROVEMENTS FOR THE MAPLE GROVE ROAD SLOPE FAILURE AND DECLARING AN EMERGENCY.

WHEREAS, the City of Willoughby Hills authorized CT Consultants, Inc. to investigate the cause of the slope failure on the north side of Maple Grove Road in 2006; and

WHEREAS, CT Consultants, Inc. was engaged from 2006 to the present to produce a report outlining improvements necessary to repair the slope and protect the roadway; file an application to the Ohio Public Works Commission to secure funding for the project, and to work with the Lake County Stormwater Management Department to solicit additional funding; and

WHEREAS, the City did secure funding assistance from the Ohio Public Works Commission and the Lake County Stormwater Management Department; and

WHEREAS, the City wishes to immediately proceed with this project as the continued failure of the road slope poses a threat to public safety and the environment; and

WHEREAS, the City wishes to authorize that professional design and construction engineering services be provided for the improvements to the Maple Grove Road Slope Failure.

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 enter into contract with CT Consultants, Inc. for a fee of \$45,000 to provide design and construction-related services for the Maple Grove Road Slope Failure in accordance with the City's Municipal Agreement dated April 17, 2007, consisting of ten (10) pages, attached hereto as **Exhibit A** and the Work Authorization dated June 24, 2009, consisting of one (1) page, attached hereto as **Exhibit B**.

SECTION 2. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and 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 3. 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 a municipal department, and further reason being to allow the City to immediately proceed with the project as the continued failure of the road slope poses a eminent threat to public safety and the environment; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: June 25, 2009

Submitted to the Mayor for his approval
on this 25 day of June, 2009

ATTEST:

Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council

Kevin D. Malecek
Kevin D. Malecek
President of Council

Approved by the Mayor

June 25, 2009
Robert M. Weger
Robert M. Weger
Mayor