

DAVID A. REICHEL
President of Council

NANCY E. FELLOWS
Vice President of Council

VICTORIA ANN SAVAGE, CMC
Clerk of Council

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
DAVID M. FIEBIG
FRANK A. GERMANO
KEVIN D. MALECEK
RAYMOND C. SOMICH

ORDINANCE NO. 2012 – 6

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

WHEREAS, the City of Willoughby Hills experienced a severe landslide along a section of Rogers Road that required a temporary road closure and the City was forced to implement certain measures to mitigate further damage to the road; and

WHEREAS, the City directed CT Consultants, Inc. to immediately investigate the conditions; provide recommendations and a preliminary engineering cost estimate to repair the slope failure; and, an emergency funding application to the Ohio Public Works Commission (OPWC); and

WHEREAS, the City received an emergency grant and loan from OPWC for the Rogers Road Slope Failure Improvements; and

WHEREAS, the City also directed CT Consultants, Inc. to work with the Lake County Stormwater Management Department (LCSMD) to obtain funding for the balance of the project cost; and

WHEREAS, the City now expects to receive funding assistance from LCSMD for the balance of the project cost for the Rogers Road Slope Failure Improvements; and

WHEREAS, the City has determined that CT Consultants, Inc. is the best qualified firm to provide engineering services for the project due to the firm's understanding, prior knowledge and history of the project and for its specific expertise in the repair of slope failures; and

WHEREAS, the City has elected to proceed with the Rogers Road Slope Failure Improvements at the earliest possible time to minimize the impact of the slope failure and to mitigate further damage to Rogers Road; and, wishes to now authorize that professional engineering services be provided for the project.

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. to provide design and construction-related engineering services for the Rogers Road Slope Failure Improvements substantially pursuant to the terms and conditions as identified in the Work Authorization and Letter dated February 7, 2012 attached hereto and consisting of three pages and incorporated herein by reference, at a total cost not to exceed **\$51,640**; and, in accordance with the Engineering Agreement dated April 17, 2007.

SECTION 2. 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 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 that the City has elected to proceed with the Rogers road Slope Failure Improvements at the earliest possible time to minimize the impact of the slope failure and to mitigate further damage to Rogers Road; wherefore, this ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

PASSED: March 6, 2012

Submitted to the Mayor for his approval
on this 6 day of March, 2012

ATTEST:

Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council

David A. Reichelt
David A. Reichelt
President of Council

Approved by the Mayor
March 8, 2012

Robert M. Weger
Robert M. Weger
Mayor