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Vice President of Council

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Clerk of Council

City of Willoughby Hills

Council
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ORDINANCE NO. 2013 – 4

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF WILLOUGHBY HILLS, OHIO AND RICHARD L. BOWEN + ASSOCIATES, INC. FOR CITY ENGINEERING SERVICES; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

WHEREAS, the City of Willoughby Hills intends to employ a qualified Engineering and Architectural Consulting Firm authorized in the State of Ohio to perform engineering, architectural and surveying services necessary to meet the challenges and needs of the community through the coming years for and on behalf of the City as hereinafter set forth; and

WHEREAS, the Mayor selected City Engineer Pietro A. DiFranco, P.E., Assistant City Engineer Daniel J. Collins, P.E., and Consulting Engineer Richard L. Bowen + Associates, Inc. as the persons and firm most qualified to perform the professional services required at a price that is fair and reasonable to the City; and

WHEREAS, the Mayor desires to enter into an Agreement by and between the City of Willoughby Hills, Ohio and the Richard L. Bowen + Associates, Inc. located at 13000 Shaker Boulevard, Cleveland, Ohio 35405; and terms thereof effective February 1, 2013 through January 31, 2015.

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 an agreement with Richard L. Bowen + Associates, Inc. of 13000 Shaker Boulevard, Cleveland, Ohio 44120, pursuant to the terms and conditions identified and outlined in the “*Agreement Between the City of Willoughby Hills, Ohio & Richard L. Bowen + Associates, Inc. for City Engineering Services*” attached hereto as “Exhibit A”, consisting of twelve (12) pages and incorporated herein by reference addressing: Basic Services, Additional Services, Documents, Authorization for Additional Engineering Work, Status Report, Autocad, Terms of Appointment and Agreement, Cost, Acceptance of Other Employment, Disputes, Termination of Agreement, Insurance, Indemnification, and Miscellaneous.

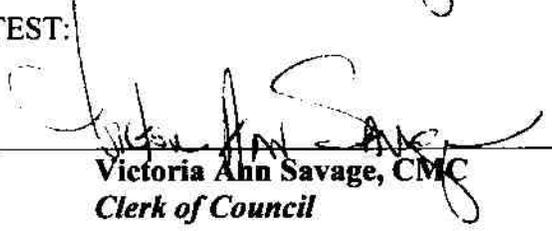
SECTION 2. All Ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

SECTION 3. 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 4. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual operation of a municipal department, to wit: said Agreement and terms thereof to be effective February 1, 2013; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

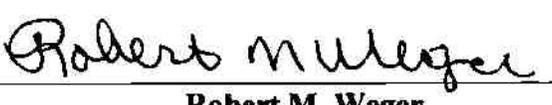
PASSED: January 24, 2013

Submitted to the Mayor for his approval
on this 24 day of January, 2013

ATTEST:

Victoria Ann Savage, CMC
Clerk of Council


David A. Reichelt
President of Council

Approved by the Mayor
January 24, 2013


Robert M. Weger
Mayor