

Proposed: 4/17/2023

RESOLUTION NO. 062-2023(MSES), *First Reading*

By Mayor Seren

A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc. of Ohio, for construction administration and resident observation services relating to control of sanitary sewer overflows CH-12, CH-17, CH-26 and CH-28; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, it is necessary to retain an engineering firm to perform construction administration and resident observation services related to control of sanitary sewer overflows ("SSOs") CH-12, CH-17, CH-26 and CH-28 on Cumberland Road and Lee Road as part of the Cleveland Heights' SSO Control Project; and

WHEREAS, the Mayor has determined that the services of Wade Trim have well served the City's needs for professional engineering services in connection with the City's SSO Control Project and the partial consent decree; and

WHEREAS, such professional engineering services are professional services for which no bidding is necessary.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The Mayor shall be and is hereby authorized to execute an agreement with Wade Trim, Inc. of Ohio to provide professional construction administration and resident observation services relating to control of SSOs CH-12, CH-17, CH-26 and CH-28 on Cumberland Road and Lee Road. The terms of the agreement shall be substantially in accordance with the engineer's proposal dated April 7, 2023, a copy of which is on file with the Clerk of Council. Compensation for the services detailed therein shall be paid for work actually performed at the rates described therein and in no event shall exceed One Hundred Twenty-one Thousand, Seven Hundred Twenty Dollars (\$121,720.00) including expenses. All agreements and documents hereunder shall be approved as to form by the Director of Law.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure for the preservation of the public peace, health and safety of the

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inhabitants of the City of Cleveland Heights, such emergency being the need to timely meet partial consent decree requirements. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor