

Proposed: 4/17/2023

RESOLUTION NO. 064-2023(MSES), *First Reading*

By Mayor Seren

A Resolution authorizing the Mayor to enter into an agreement with R<sub>2</sub>O for professional design services relating to control of sanitary sewer overflows CH-36 and CH-37 along North Park Boulevard; 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 design services related to control of sanitary sewer overflows ("SSOs") CH-36 and CH-37 along North Park Boulevard as part of the Cleveland Heights Integrated Overflow Control Master Plan ("IOCMP"); and

WHEREAS, the Mayor has determined that the services of R<sub>2</sub>O will serve 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 R<sub>2</sub>O to provide professional design engineering services relating to control of SSOs CH-36 and CH-37 along North Park Boulevard. The terms of the agreement shall be substantially in accordance with the engineer's proposal dated March 28, 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 Fifty-five Thousand, Eight Hundred Thirty-one Dollars (\$155,831.00) 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 inhabitants of the City of Cleveland Heights, such emergency being the need to timely

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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.

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MELODY JOY HART  
President of Council

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ADDIE BALESTER  
Clerk of Council

PASSED: \_\_\_\_\_

Presented to Mayor: \_\_\_\_\_

Approved: \_\_\_\_\_

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KAHLIL SEREN  
Mayor