

RESOLUTION NO. 80-2021 (MS)

By Council Member Dunbar

A Resolution authorizing the City Manager to enter into an agreement with GPD Group for professional design services relating to the City's Sanitary Sewer Overflow Control project and the EPA Consent Decree; providing compensation therefor; and declaring an emergency.

WHEREAS, in 2017, pursuant to Resolution 66-2017, the City entered into a partial consent decree with the United States of America, the U.S. Environmental Protection Agency (EPA), and the State of Ohio related to alleged violations of the Clean Water Act; and

WHEREAS, by way of Resolution 64-2021, and in accordance with Section V (F) of the partial consent decree, this Council approved and authorized the submission of an Integrated Overflow Control Master Plan (IOCMP) for EPA review and approval; and

WHEREAS, the City requires professional services of a design consultant concerning the Cedar Glen Parkway Replacement/Rehabilitation Project, the CH-12 SSO Modifications, and the CH-35, CH-45, CH-49 SSO Modifications Project, in furtherance of the City's compliance efforts pursuant to the partial consent decree

WHEREAS, the City Manager and Director of Public Works have recommended that the services offered by GPD Group best meets the City's needs; and

WHEREAS, such 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 City Manager be, and she is hereby, authorized to enter into an agreement and any related documents with GPD Group for design services associated with the Cedar Glen Parkway Replacement/Rehabilitation Project, the CH-12 SSO Modifications, and the CH-35, CH-45, CH-49 SSO Modifications Project, in furtherance of the City's compliance efforts pursuant to the partial consent decree. The agreement shall be in accordance with the terms and conditions set forth in the proposed agreement for professional services submitted by GPD Group, a copy of which is on file with the Clerk of Council. Compensation for the services detailed therein shall not exceed One Hundred Eleven Thousand Dollars (\$110,000). All agreements hereunder shall be approved as to form and subject to the final approval of the Director of Law.

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

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SECTION 3. This Resolution is hereby declared to be an emergency measure immediately necessary 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 commence the above-described improvements at the earliest possible time to timely meet and effectuate 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.

JASON S. STEIN
President of the Council

AMY HIMMELEIN
Clerk of Council

PASSED: June 21, 2021