

Proposed: 3/16/2015

RESOLUTION NO. 29-2015 (MS)

By Council Member

A Resolution authorizing the City Manager to enter into an agreement with CT Consultants, Inc., for engineering and support services relative to the planning and implementation of the City's year 2015 street resurfacing program; providing compensation therefor; and declaring an emergency.

WHEREAS, the City is committed to an annual program of street resurfacing, and the City has made a preliminary identification of those streets which are in need of resurfacing during 2015; and

WHEREAS, CT Consultants, Inc., has presented to the City an estimate of costs and a description of the engineering and support services to be performed for this project, and is well-qualified to perform all work contemplated; and

WHEREAS, the City Manager has recommended the employment of CT Consultants, Inc. for its professional services on this project.

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 with CT Consultants, Inc., as a consulting engineer for the hereinafter described services to be performed in connection with the City's year 2015 street resurfacing program. The services to be provided by the engineer are as set forth in the proposal on file with the Clerk of Council.

SECTION 2. The fees to be paid to CT Consultants, Inc. for the basic, routine services (as defined in said agreement) shall be a sum equal to the following:

- If the actual construction costs are between \$0 and \$750,000, the fee shall be 9.2% of the actual construction costs
- If the actual construction costs are between \$750,001 and \$1,000,000, the fee shall be 9.2% of the first \$750,000 of construction costs, plus 6.4% of the amount of costs over \$750,000
- If the actual construction costs are above \$1,000,000, the fee shall be 8.5% of the first \$1,000,000 of construction costs, plus 5.5% of the amount over \$1,000,000.

Payment shall not exceed \$118,900.

The agreement shall also provide for compensation for additional services, if requested by the City with prior written authorization. The fee for performing the additional services shall be the

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actual salary cost times a factor of three (3.0). All documents hereunder shall be in a form approved by the Director of Law.

SECTION 3. 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.

SECTION 4. 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 protect the safety and welfare of those persons using the roads and streets of the City. 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.

DENNIS R. WILCOX, Mayor
President of the Council

TOM RAGUZ
Clerk of Council

PASSED: