

RECORD OF ORDINANCES

Resolution
Ordinance No. 2020-102Passed December 16, 2020

SPONSOR: FINANCE COMMITTEE

A RESOLUTION AUTHORIZING THE SELECTION AND APPOINTMENT OF GPD GROUP TO SERVE AS THE MUNICIPAL ENGINEER AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio as follows:

Section 1: It is hereby determined to be necessary for the Village of Mogadore to employ a Municipal Engineer to work under the direction of the Director of Public Service in the preparation of plans for Village Improvement and advising various committees of Council.

Section 2: The selection of Glaus, Pyle, Schomer, Burns & DeHaven, Inc. (GPD Group) to serve as Municipal Engineer for the Village of Mogadore is hereby accepted and GPD Group is appointed and shall serve as Municipal Engineer for the Village for a period of twenty-four (24) months, effective January 1, 2021 through December 31, 2022. Notwithstanding such twenty-four (24) month period, however, this selection and appointment may be terminated at any time, without damage or other recourse, by either party upon thirty (30) days written notice.

Section 3: The Mayor is hereby authorized and directed to sign any and all necessary documents and/or enter into any agreement related to the appointment of GPD Group as Village Engineer.

Section 4: GPD Group shall perform engineering services for the Village as requested by the Director of Public Service, which requests shall be by purchase order issued under the hand and seal of the Village Clerk-Treasurer; provided that services rendered by said engineer in consulting with Council or committees thereof at any regularly scheduled or special meetings thereof shall be compensated without the issuance of a purchase order.

Section 5: GPD Group shall negotiate lump sum fees for all municipal design projects requiring the completion of design plans. Invoices will be processed monthly based upon an estimated percent complete for lump sum contracts.

The above fees shall cover project engineering and administrative services including preliminary plans, estimates, preliminary surveying, work drawings, permit applications, general supervision, and bidding.

Contract administration, pay estimate processing and funding agency coordination will be paid at the rates identified in the "Hourly Rate Schedule" attached as Exhibit "A," which is incorporated herein.

Plans in excess of five (5) sets, necessary out-of-pocket expense, soil borings, testing, APPLICATION/PERMIT FEES and field supplies will be invoiced to the Village at cost.

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Section 6: For miscellaneous engineering and surveying services not requiring working drawings and for services related to projects governed by Section 5, GPD Group shall be compensated by the Village at the rates set forth in Exhibit "A."

Section 7: Said Engineer shall designate a representative (servicing as the designated representative of GPD Group) to attend all Council meetings, Street Committee meetings and meetings as requested and for the day to day advising and consulting with Council members, Village officials and officers and residence of the community. The engineer shall be required to submit statements for compensation to the Clerk-Treasurer no less than frequently than monthly. The representative will be Matthew Glass, P.E., unless otherwise agreed in writing between the Village and GPD Group.

Section 8: That it is found and determined that all formal actions of the Council relating to the adoption of this Ordinance were taken in a duly noticed virtual, open meeting of this Council and that all deliberations which resulted in formal action were taken in meetings open to the public, in full compliance with all applicable legal requirements, including Section 121.22 of the Ohio Revised Code and HB 404 during the state-declared COVID-19 emergency.

Section 9: That this Resolution is hereby declared to be an emergency measure so that the Engineer may immediately commence their duties without otherwise harmful delay and is necessary for the immediate preservation of the public peace, health, safety and general welfare of Village residents, and to allow for the timely appointment and continued operations of the Village Administration and other departments and shall, therefore, take effect and be in force from and immediately after its passage.

Michael Padalish 12.16.20
President of Council Date

Mark 12.17.20
Mayor Date

Attest:

[Signature]
Clerk-Treasurer