

ORDINANCE NO.: 2019-02
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: FEBRUARY 12, 2019 **ASSIGNED TO:** _____

AN ORDINANCE AUTHORIZING THE SELECTION OF ENVIROSCIENCE, INC. AS THE FIRM TO PROVIDE DESIGN-BUILD SERVICES TO THE CITY FOR THE DESIGN AND CONSTRUCTION OF THE CITY'S BOETTLER PARK STREAM RESTORATION AND STABILIZATION, AND DECLARING AN EMERGENCY.

WHEREAS, Green City Council finds that the design-build process of public bidding set forth in Chapter 153 of the Ohio Revised Code is the most appropriate method for performing the construction of the Boettler Park Stream Restoration and Stabilization ("the Project") to obtain the best quality, service, performance, efficiencies and price. This Ordinance complies with the City's Charter and/or Ordinance provisions which require that public improvements or purchases which exceed Fifty Thousand Dollars (\$50,000.00) in cost shall be made to the lowest and best bidder after public advertising in a manner prescribed by the Council and that this Council shall not be required to accept any bid; and

WHEREAS, proposals were obtained, and a selection committee engaged in a two-step process to review the qualifications of the firms and their technical proposals to make a recommendation to the Mayor and then Council for the award of a contract to the most qualified firm submitting the best proposal for the work; and

WHEREAS, the selection committee recommended to the Mayor the selection of EnviroScience, Inc. as the most qualified firm that submitted the most responsive and responsible proposal which provides the best quality, service, performance, efficiencies and value for the Project to construct the Boettler Park Stream Restoration and Stabilization; and

WHEREAS, the Mayor recommends to Council the selection of EnviroScience, Inc. as the most qualified firm that submitted the most responsive and responsible proposal which provides the best quality, service, performance, efficiencies and value for the Project to construct the Boettler Park Stream Restoration and Stabilization; and

WHEREAS, Green City Council finds it in the best interest of the City and its residents to authorize the selection of EnviroScience, Inc. as the firm most qualified to provide design-build services to the City for the construction of the Boettler Park Stream Restoration and Stabilization.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, STATE OF OHIO, THAT:

SECTION ONE:

The Mayor is hereby authorized and directed to negotiate and enter into an agreement with EnviroScience, Inc. in an amount not to exceed Three Hundred Thousand Dollars (\$300,000.00) for design-build services to construct the City's Boettler Park Stream Restoration and Stabilization.

SECTION TWO:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION THREE:

This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

SECTION FOUR:

City Council declares this Ordinance to be an emergency immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Green and for the further reason that the Project may proceed immediately and forthwith. Provided that this legislation receives the affirmative vote of three-fourths ($\frac{3}{4}$ ths) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: _____

Nichole Baldinger, Clerk of Council, Interim

Bob Young, Council President

APPROVED: _____, 2019

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2019

ON ROLL CALL: Babbitt Dyer Humphrey
 Shaughnessy Speight Yeargin Young

Suburbanite publication on _____ and _____

Nichole Baldinger, Clerk of Council, Interim

02/05/2019 Approved as to form and content by William Chris, Interim Director of Law _____