

**RESOLUTION NO.:** 2018-R88 (*AMENDED NOVEMBER 27, 2018*)  
**SPONSOR:** MAYOR NEUGEBAUER  
**INTRODUCED:** NOVEMBER 13, 2018      **ASSIGNED TO:** \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO A CONTRACT WITH INFINITY CONSTRUCTION, CO., INC AS CONSTRUCTION MANAGER AT RISK, TO PROVIDE PROFESSIONAL CONSTRUCTION MANAGEMENT SERVICES FOR THE CONSTRUCTION OF FIRE STATION NO. 3, WITHIN THE CITY OF GREEN, MAKING AN APPROPRIATION, AUTHORIZING AN ADVANCE, AND DECLARING AN EMERGENCY.**

WHEREAS, the City routinely contracts for various types of professional services with multiple construction companies; and

WHEREAS, as a result of Codified Ordinance Section 210.08, it is necessary for City Council to approve the hiring of professional service providers; and

WHEREAS, the City is best able to consider, plan, design, and construct projects when it has a multiple number of firms available to choose from for the desired services; and

WHEREAS, it has been determined the City of Green desires to construct a new fire station within the City; and

WHEREAS, the Best Value Selection rating process, pursuant to O.R.C.153:1-6-01, has been used for the selection of a Construction Manager at Risk to provide construction management services; and

WHEREAS, the Administrative Committee, which includes the Fire Chief, the Service Director, the Planning Director, the Law Director, Interim, and Brad Hemphill, have reviewed the submittals and recommends the Contract be awarded to Infinity Construction, Co., Inc.; and

*WHEREAS, it is necessary to appropriate funds to pay for the cost of the services; and*

*WHEREAS, pursuant to the general laws of the State of Ohio and AOS Bulletin 1997-03 on interfund advances, it is necessary to reallocate cash from the General Fund to the Capital Projects Reserve Fund to provide cash flow.*

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

**SECTION ONE:**

Green City Council authorizes the Mayor to enter into a contract with Infinity Construction, Co., Inc to provide pre-construction services, construction documents, construction phase, and other related construction related management services from AIA, including the cost

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proposal, a copy of which is attached hereto and incorporated herein as **Amended** Exhibit “A”, relating to the construction of Fire Station No. 3. The estimated cost for these services are Three Hundred Forty-One Thousand Three Hundred Fifteen Dollars (\$341,315.00) which is based on the construction cost of Four Million Five Hundred Thousand Dollars (\$4,500,000.00) to construct Fire Station No. 3, a copy of which is attached hereto and incorporated herein as **Amended** Exhibit “B”. The scope of work shall be substantially completed no later than December 31, ~~2018~~ **2019**.

**SECTION TWO:**

*Green City Council authorizes the Finance Director to appropriate One Hundred Seventy -Six Thousand Two Hundred Eight Five Dollars (\$176,285.00) to the Satellite Fire Station #3 Account (Acct #401-3300-53610), from the unappropriated balance of the Capital Projects Reserve Fund. Green City Council further authorizes the Finance Director to make payment to Infinity Construction Co., Inc. for services provided through the established purchase order Process.*

**SECTION THREE:**

*Green City Council approves the advance of Two Hundred Thousand Dollars (\$200,000.00) from the General Fund to the Capital Projects Reserve Fund to provide the necessary cash flow for the cost of these services.*

**SECTION ~~THREE~~ FOUR:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 ~~FOUR~~ FIVE:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green and so that this project may move forward immediately. 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: \_\_\_\_\_

\_\_\_\_\_  
Molly Kapeluck, Clerk of Council

\_\_\_\_\_  
Chris Humphrey, Council President

APPROVED: \_\_\_\_\_, 2018

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Gerard M. Neugebauer, Mayor

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ENACTED EFFECTIVE: \_\_\_\_\_, 2018

ON ROLL CALL:   Babbitt                      Dyer                      Humphrey           Shaughnessy  
                          Speight                      Yeargin                      Young

*Suburbanite* publication on \_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_  
Molly Kapeluck, Clerk of Council

11/27/2018 ~~11/08/2018~~ Approved as to form and content by William G. Chris, Interim Law Director \_\_\_\_\_