

RESOLUTION NO. R-2012-30

A RESOLUTION AUTHORIZING A DESIGN PROFESSIONAL SERVICES AGREEMENT WITH THOMAS FOK AND ASSOCIATES, INC., AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Windham has determined that engineering services are required for a Village of Windham resurfacing project requiring various improvements, including minor pavement repair and pavement resurfacing, on up to five (5) roads within the Village of Windham, all of which together are hereinafter referred to as "2012 Village of Windham Road Resurfacing Project"; and

WHEREAS, in order to pay for the Village of Windham Road Resurfacing Project, the Village of Windham has applied for and received various grants; and

WHEREAS, an engineering firm is needed to provide design professional services to the Village of Windham for the 2012 Village of Windham Road Resurfacing Project; and

WHEREAS, at the Village of Windham Finance Committee meeting held on Thursday, August 16, 2012, a Scope of Service agreement with Thomas Fok & Associates, Inc. was considered, and the committee recommended to the Village Council that the Village enter into a contract for design professional services with Thomas Fok & Associates, Inc.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Windham, Portage County, Ohio two thirds or more of its members elected thereto concurring that:

Section One: The recommendation of the Finance Committee is hereby accepted.

Section Two: That the Mayor and the Fiscal Officer are hereby authorized to execute a Scope of Service agreement with Thomas Fok & Associates, Inc. in substantial conformity with the Exhibit attached hereto and marked for identification as Exhibit "A".

Section Three: This Resolution is declared to be an emergency measure, effective immediately upon passage by Council and approval by the Mayor, necessary to preserve the public health, safety, morals and general welfare of the citizens of the Village of Windham, and for the further reason that the Village of Windham needs to have the Scope of Service agreement in place now because it is anticipated that the design engineering will take until December to complete, so that the 2012 Village of Windham Road Resurfacing Project can go to bid in February for May construction.

Section Four: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council, and of any of its committees that resulted in such formal actions, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

Passed in Council as an Emergency this 29th day of August, 2012.

Vote of Council: Ayes: Mr. Garrett, Mr. Snyder, Ms. Blewitt, Mrs. Barrett, Mrs. Miranda, Mrs.

Prem

Nays: None.

ATTEST:

Fiscal Officer, Lloyd Billman

APPROVED:

Robert Donham, Mayor

APPROVED AS TO FORM:

Village Solicitor, Thomas Reitz