County Council of Cuyahoga County, Ohio

Resolution No. R2016-0224

Sponsored by: County Executive Budish/Department of Public Works/Division of County Engineer

Co-sponsored by: Councilmembers Germana, Simon, Conwell, Jones, Hairston and Miller

A Resolution authorizing an amendment to Contract No. CE0601091-01 with DLZ Ohio, Inc. for consultant engineering services for construction of Stage 1 of the Towpath Trail Extension from Harvard Avenue to Steelyard Commons in the City of Cleveland and Village of Cuyahoga Heights to change the scope of services, effective 12/13/2016, and for additional funds in the amount not-to-exceed $538,518.00; authorizing the County Executive to execute the amendment and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.

WHEREAS, the County Executive/Department of Public Works/Division of County Engineer has recommended an amendment to Contract No. CE0601091-01 with DLZ Ohio, Inc. for consultant engineering services for construction of Stage 1 of the Towpath Trail Extension from Harvard Avenue to Steelyard Commons in the City of Cleveland and Village of Cuyahoga Heights to change the scope of services, effective 12/13/2016, and for additional funds in the amount not-to-exceed $538,518.00; and

WHEREAS, the scope of services has been expanded to include environmental analysis, Stage 1, Stage 2 and Stage 3 design, right-of-way plan, performance of the scope of the final design, preparation of final package, bridge and retaining wall detailed design, and services during construction; and

WHEREAS, the additional services included in this amendment could not be contracted with the initial contract since the scope of final design was not known at that time but developed during the preliminary engineering and environmental studies; and

WHEREAS, this project will be funded by Federal funding from House/Senate Priority 1688/4639; and
WHEREAS, it is necessary that this Resolution become immediately effective in
order that critical services provided by Cuyahoga County can continue and to provide
for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF
CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby authorizes an
amendment to Contract No. CE0601091-01 with DLZ Ohio, Inc. for consultant
engineering services for construction of Stage 1 of the Towpath Trail Extension from
Harvard Avenue to Steelyard Commons in the City of Cleveland and Village of
Cuyahoga Heights to change the scope of services, effective 12/13/2016, and for
additional funds in the amount not-to-exceed $538,518.00.

SECTION 2. That the County Executive is authorized to execute the amendment
and all other documents consistent with this Resolution.

SECTION 3. It is necessary that this Resolution become immediately effective
for the usual daily operation of the County; the preservation of public peace, health or
safety in the County; and any additional reasons set forth in the preamble. Provided
that this Resolution receives the affirmative vote of at least eight members of Council,
it shall take effect and be in force immediately upon the earliest occurrence of any of
the following: (1) its approval by the County Executive through signature, (2) the
expiration of the time during which it may be disapproved by the County Executive
under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least
eight members of Council after disapproval pursuant to Section 3.10(7) of the
Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and
after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council
relating to the adoption of this Resolution were adopted in an open meeting of the
Council, and that all deliberations of this Council and of any of its committees that
resulted in such formal action were in meetings open to the public, in compliance
with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by Mr. Germana, seconded by Ms. Conwell, the foregoing Resolution
was duly adopted.

Yeas: Brown, Hairston, Simon, Greenspan, Miller, Germana, Gallagher, Schron,
Conwell, Jones and Brady

Nays: None
First Reading/Referred to Committee: November 29, 2016
Committee(s) Assigned: Public Works, Procurement & Contracting

Additional Sponsorship Requested on the Floor: December 13, 2016

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