

ORDINANCE NO. 2015- 4

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH BELFOR PROPERTY RESTORATION FOR THE REMEDIATION AND RESTORATION OF THE PARMA HEIGHTS CITY HALL, OBVIATING ANY FORMAL BIDDING PROCESS BY THE AUTHORITY GRANTED IN ARTICLE V SECTION 6 OF THE PARMA HEIGHTS CHARTER, AND SECTIONS 145.08 AND 145.09 OF THE CODIFIED ORDINANCES AND DECLARING AN EMERGENCY.

WHEREAS, on November 26, 2014 a fire occurred at the Parma Heights City Hall which destroyed the Mayor's Office and rendered the remaining areas of the building inoperable and uninhabitable due to extensive smoke damage to office areas and including, but not limited to, electrical panels, electrical wiring, equipment, furniture, carpeting, walls, ceiling tiles and the heating, the heating and cooling air duct system, and;

WHEREAS, Selective Insurance is the carrier that provides the city commercial property and fire insurance coverage, and;

WHEREAS, Selective Insurance has ordered a study of the electrical switch gear system and electrical panels and a study of the structural damage to the building as a result of the fire, and;

WHEREAS, Selective Insurance authorized ServPro Parma to provide emergency services to the City, including, but not limited to, removal and cleaning of all contents, furniture, equipment, carpeting, walls, ceiling tiles and provide temporary power to the building, security lighting, electrical and structural engineering inspections, and;

WHEREAS, the State Fire Marshall determined that the fire that occurred at the City Hall on November 26, 2014 was an arson, and;

WHEREAS, it has been estimated that the City Hall will be closed for business and inoperable for an indefinite period of time, and;

WHEREAS, it is the Mayor's and Council's desire to complete all of the work necessary to reopen the City Hall to provide services to the residents as quickly as possible, and;

WHEREAS, the Director of Public Service has met with and interviewed three contractors qualified of performing the fire restoration work necessary to permit the reopening of the Parma Heights City Hall as soon as possible, and;

WHEREAS, the Director of Public Service is recommending that the Council authorize a contract with Belfor Property Restoration (Contractor) for the performance of the work immediately necessary to remediate the damage caused by the arson fire, and;

WHEREAS, the Contractor has the professional qualifications and expertise to perform the work immediately necessary to remediate the damage caused by the arson fire, and;

WHEREAS, immediate repairs are necessary to remediate the damage caused by the arson fire and to permit the reopening of the Parma Heights City Hall for the purpose of conducting the business of its residents in as expeditious manner as possible, and;

WHEREAS, the cost of the work to be performed by the Contractor will not be paid by the City but will be paid by Selective Insurance to the Contractor, and;

WHEREAS, because the cost of the work to be performed by the Contractor will be paid by Selective Insurance to the contractor this Council is obviating any formal bidding process by the authority granted to it in Article V Section 6 of the Parma Heights Charter, and Sections 145.08 and 145.09 of the Codified Ordinances and also because this is a real and present emergency and there is a real need to complete this project as expeditiously as possible so that the City Hall can again be the center of city government.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Parma Heights, County of Cuyahoga and State of Ohio:

Section 1. The Council has determined that an emergency exists that requires the Service Director and the Mayor to enter into contracts for the restoration of City Hall.

Section 2. The Director of Public Service and the Mayor are authorized to enter into an agreement with the Contractor to provide for the immediate repairs, including, but not limited to electrical, cleaning, painting, carpeting, etc., necessary to remediate the damage caused by the arson fire and to permit the reopening of the Parma Heights City Hall.

Section 3. Any agreements that are required to provide for the remediation of the damage caused by the arson fire shall be upon terms and conditions as approved by the Department of Law prior to the execution of said agreements by the Mayor on behalf of the City.

Section 4. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 5. This Council declares this ordinance to be an emergency measure for the immediate preservation of the public health, peace and safety of this municipality and for the further reason that it is necessary to immediately enter into a contract with the Contractor to provide for the remediation of the damage caused by the arson fire wherefore, it shall be in full force and effect immediately after its passage by Council and approval by the Mayor.

PASSED: 1-26-2015

  
PRESIDENT OF COUNCIL

ATTEST: Florence A. Bohdan  
CLERK OF COUNCIL

1-26-2015  
APPROVED

FILED WITH  
THE MAYOR: 1-26-2015

  
MAYOR