

ORDINANCE NO. 2019 – 18

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SIBLEY INC. [SIBLEY] AND PROVIDING FOR PAYMENT FOR SERVICES RENDERED THEREUNDER, AND DECLARING AN EMERGENCY.

WHEREAS, the National IPA is an experienced national organization dedicated to group purchasing and is comprised of members and vendors in both the public and private sectors; and

WHEREAS, on or about March 1, 2019, the National IPA renewed the award to Sibley Roofing and Building Maintenance, a certified contractor of Tremco Roofing and Building Maintenance [Tremco], a contract for roofing products and services, which permits IPA member agencies the opportunity to contract with Tremco Roofing and Building Maintenance; and

WHEREAS, on September 24, 2018 the City Council authorized the Director of Public Service to become a member of the National IPA [Ord. 2018 - 43]; and

WHEREAS, the City of Parma Heights, pursuant to section 9.48 of the Ohio Revised Code, may participate in a joint purchasing program operated by or through a national or state association of political subdivisions in which the purchasing political subdivision is eligible for membership; and

WHEREAS, the Director of Public Service has determined that Tremco and its certified contractor, Sibley are contractors qualified to repair and maintain roofs for commercial, industrial and public properties; and

WHEREAS, based on project funding the work was divided into phases based on addressing the most deteriorated portions of the roof first; and

WHEREAS, the City contracted with Sibley to perform the Phase I work, to make repairs necessary to stop roof leaks and repair numerous deficiencies on the library roof to avoid further extensive damage to the interior of the structure; said work began in 2018 as Phase I of the project, [2018 – 46], but due to inclement weather, Phase I could not be completed in 2018; and

WHEREAS, on January 18, 2019 the City was notified by NOPEC that the City was eligible to apply for funding from NOPEC Energized Community Grant Program for 2019; and

WHEREAS, in order to meet NOPEC'S eligibility requirement the City is required to pass legislation [Ord. 2019 - 17]; and

WHEREAS, the City is under contract with Sibley for Phase I of the project and in order to complete Phase II of the project the City wishes to contract with Sibley; and

WHEREAS, 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 also because the deteriorating condition of the roof is creating a real and present emergency which must be repaired as soon as possible.

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

Section 1. The Director of Public Service and the Mayor are authorized to enter into an agreement with Sibley to provide for the repair and maintenance of the library roof in an amount not to exceed \$141,922.00, [Phase I \$78,760.00 and Phase II \$63,162.00], said expenditure shall be made from monies appropriated for such purpose.

Section 2. Any agreements that are required in conjunction with the roof restoration work and maintenance shall be upon terms and conditions as approved by the Department of Law prior to the execution of said agreements(s) by the Mayor on behalf of the City.

Section 3. 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 4. 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 complete repairs to the library roof; wherefore, it shall be in full force and effect immediately after its passage by Council and approval by the Mayor.

PASSED: 5-13-2019

Mari Sall
PRESIDENT OF COUNCIL

ATTEST: Florence A. Bohdan
CLERK OF COUNCIL

5-13-2019
APPROVED

FILED WITH
THE MAYOR: 5-13-2019

[Signature]
MAYOR