



CITY OF FAIRVIEW PARK CITY COUNCIL MEETING AGENDA

COMMITTEE MEETING
MONDAY, SEPTEMBER 24, 2018
7:00 p.m.
Council Caucus Room

MEETING CALLED TO ORDER

ROLL CALL

EXECUTIVE SESSION

FINANCE COMMITTEE – Councilman Wojnar, Chair

- ✧ Ord. 18-37 | Contract with McGowan and Company for City Insurance 2018-2019
- ✧ Ord. 18-38 | Accepting Funding from OCJS and FPAPA for Tasers for Police Department
- ✧ Ord. 18-39 | Authorizing Agreement with Construction Resources for Gemini Center Roof Project
- ✧ Ord. 18-40 | Bids and Contracts for Gemini Center Roof Restoration Project

BOARD & COMMISSIONS REPORTS

ROUNDTABLE

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CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-37
REQUESTED BY: GREG CINGLE, FINANCE DIRECTOR
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MCGOWAN AND COMPANY FOR THE PROFESSIONAL SERVICES OF PROVIDING INSURANCE REQUIREMENTS OF COMPREHENSIVE GENERAL LIABILITY, POLICE PROFESSIONAL LIABILITY, FIREFIGHTER/AMBULANCE ATTENDANTS LIABILITY, BOILER AND MACHINERY INSURANCE, COMPREHENSIVE AUTOMOBILE AND PHYSICAL DAMAGE LIABILITY, PUBLIC OFFICIALS LIABILITY, PROPERTY AND EQUIPMENT COVERAGES, "UMBRELLA" COVERAGE, AND CYBER PROTECTION COVERAGE AND DECLARING AN EMERGENCY

WHEREAS, the City utilizes McGowan and Company's professional services to obtain necessary insurance coverage, including cyber protection coverage; and,

WHEREAS, McGowan and Company has obtained insurance coverage determined by the Finance Director to best serve the City's needs.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. That the Mayor be and is hereby authorized and directed to enter into a contract with McGowan and Company for the Comprehensive General Liability, Police Professional Liability, Firefighter/Ambulance Attendants Liability, Boiler and Machinery Insurance, Comprehensive Automobile and Physical Damage Liability, Public Officials Liability, Property and Equipment coverages, "Umbrella" Coverage, and cyber protection coverage for the period of November 1, 2018 to October 31, 2019.

SECTION 2. That the cost of said insurance for the period of November 1, 2018 to October 31, 2019, shall not exceed One Hundred Sixty-Five Thousand Dollars (\$165,000.00), and shall be paid from the General Fund (100.7790.5221100).

SECTION 3. It is 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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare: and for the further reason that the present insurance expires October 31, 2018; and provided it receives the affirmative vote of a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED:
APPROVED:

1st reading: 09.17.18
2nd reading:
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-38
REQUESTED BY: ERICH UPPERMAN, POLICE CHIEF
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE AUTHORIZING THE PURCHASE OF TASERS AND ASSOCIATED EQUIPMENT FOR THE FAIRVIEW PARK POLICE DEPARTMENT (“POLICE DEPARTMENT”) AND ACCEPTING FUNDS FROM THE FAIRVIEW PARK AUXILIARY POLICE ASSOCIATION (“FPAPA”) AND THE OHIO OFFICE OF CRIMINAL JUSTICE SERVICES (“OCJS”) FOR THE PURCHASE OF SAID EQUIPMENT AND AUTHORIZING THE MAYOR TO ACCEPT ANY AWARDED FUNDS AND FILE ALL DOCUMENTS AND EXECUTE ALL AGREEMENTS NECESSARY TO RECEIVE ANY AWARDED FUNDS AND DECLARING AN EMERGENCY

WHEREAS, the Police Department utilizes tasers as an effective method of less lethal force; and

WHEREAS, officers of the Police Department are currently equipped with tasers that have exceeded their service lives of five (5) years, many of which are up to ten (10) years old; and

WHEREAS, the Police Department requests authorization for the purchase of fifteen (15) tasers and accessory equipment to replace its obsolete inventory of tasers; and

WHEREAS, the total cost of the tasers and associated equipment is Twenty Thousand Dollars (\$20,000); and

WHEREAS, the Police Department has been awarded funding in the amount of Eight Thousand Four Hundred Twenty Dollars and Fifty-Two Cents (\$8,420.52) from the Ohio Office of Criminal Justice Services (OCJS) for the purchase of tasers and associated equipment; and

WHEREAS, the Police Department has been awarded funding in the amount of Five Thousand Dollars (\$5,000) from the Fairview Park Auxiliary Police Association (FPAPA) for the purchase of tasers and associated equipment; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. The City hereby thanks OCJS for its award of Eight Thousand Four Hundred Twenty Dollars and Fifty-Two Cents (\$8,420.52) and the FPAPA for its award of Five Thousand Dollars (\$5,000).

SECTION 2. That the Mayor is authorized to accept any awarded funds and file all documents and execute all agreements necessary to receive any awarded funds.

SECTION 3. That the City of Fairview Park will receive OCJS grant funds on a reimbursement basis and that the costs of said equipment funded by OCJS are to be paid on a reimbursement basis out of the Permanent Improvement Fund (Fund 260).

SECTION 4. That funding provided by the FPAPA will be deposited into the Permanent Improvement Fund (Fund 260) for the purchase of said equipment.

SECTION 5. That the Police Department will cover the remaining costs of said equipment in an amount not to exceed Six Thousand Five Hundred Seventy-Nine Dollars and Forty-Eight Cents (\$6,579.48) to be paid out of the Permanent Improvement Fund (Fund 260).

SECTION 6. It is 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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 7. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, safety and welfare; and provided it received an affirmative vote of a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

PASSED:
APPROVED:

1st reading: 09.17.18
2nd reading:
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK

ORDINANCE NO. 18-39

REQUESTED BY: SHAWN LEININGER, DIRECTOR OF SERVICE & DEVELOPMENT

SPONSORED BY: COUNCILMAN WOJNAR

CO-SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CONSTRUCTION RESOURCES, INC. TO PROVIDE CONSTRUCTION ADMINISTRATION AND FIELD OBSERVATION SERVICES FOR THE GEMINI CENTER ROOF REPLACEMENT PROJECT (PROJECT) AND DECLARING AN EMERGENCY.

WHEREAS, Construction Resources, Inc. conducted a Roof Study (“Study”) for the Fairview Park Gemini Center Natatorium roof in March of 2017 and April of 2018; and

WHEREAS, the Study concluded that the roof system is compromised and requires repairs and replacement; and

WHEREAS, Construction Resources, Inc. has prepared design plans and specifications setting forth the work to be completed in repairing and replacing the Gemini Center Natatorium roof; and

WHEREAS, the scope of the Project was developed in accordance with Study recommendations and generally includes roof removal and replacement, PoolPak removal and reinstallation, partial removal and replacement of the standing seam metal roofs covering the fitness floor and water slide area, disassembly and reassembly of the covered walkway connecting Gemini Center to the Fairview Park Middle and High Schools, and sheet metal removal and replacement including trim, fascia, and parapets; and

WHEREAS, the City of Fairview Park desires to have third party construction administration and observation to ensure the work is completed in accordance with the plans and specifications.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. The Mayor is hereby authorized to enter into an agreement with Construction Resources, Inc. to provide construction administration and observation services for the Project.

SECTION 2. That Construction Resources, Inc. shall be paid for the services rendered in accordance with an agreement with the City in amount not to exceed seventy-six thousand dollars (\$76,000) to be paid from the Recreation Capital Fund (Fund 231).

SECTION 3. It is 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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, safety and welfare; and for the further reason that the Project shall begin at the earliest day possible to avoid further damage to the roof system; and provided it received an affirmative vote of a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

PASSED:
APPROVED:

1st reading: 09.17.18
2nd reading:
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK

ORDINANCE NO. 18-40

REQUESTED BY: SHAWN LEININGER, DIRECTOR OF SERVICE & DEVELOPMENT

SPONSORED BY: COUNCILMAN WOJNAR

CO-SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER AS DETERMINED BY THE BOARD OF CONTROL FOR THE GEMINI CENTER NATATORIUM ROOF REPLACEMENT PROJECT (PROJECT) AND DECLARING AN EMERGENCY.

WHEREAS, Construction Resources, Inc. conducted a Roof Study (“Study”) for the Fairview Park Gemini Center Natatorium roof in March of 2017 and April of 2018; and

WHEREAS, the Study concluded that the roof system is compromised and requires repairs and replacement; and

WHEREAS, Construction Resources, Inc. has prepared design plans and specifications setting forth the work to be completed in repairing and replacing the Gemini Center Natatorium roof; and

WHEREAS, the scope of the Project was developed in accordance with Study recommendations and generally includes roof removal and replacement, PoolPak removal and reinstallation, partial removal and replacement of the standing seam metal roofs covering the fitness floor and water slide area, disassembly and reassembly of the covered walkway connecting Gemini Center to the Fairview Park Middle and High Schools, and sheet metal removal and replacement including trim, fascia, and parapets; and

WHEREAS, the total estimated construction cost is one million six hundred fifty thousand dollars (\$1,650,000) as determined by the design plans and specifications.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. That the Director of Public Service and Development is hereby authorized to advertise and accept bids for the Project.

SECTION 2. That the Mayor is authorized to enter into a contract with the lowest responsive and responsible bidder as determined by the Board of Control for the Project in an amount not to exceed one million seven hundred thirty-two thousand five hundred dollars (\$1,732,500) determined as follows and to be paid from the Recreation Capital Fund (Fund 231):

A. Construction costs not to exceed one million sixty hundred fifty thousand dollars (\$1,650,000).

B. Contingency costs not to exceed five percent (5%) of the actual awarded bid price.

SECTION 3. That the City of Fairview Park recognizes the necessity of a skilled and trained construction workforce. Additionally, a skilled trained construction workforce is necessary to ensure that the City of Fairview Park receives the highest quality product on behalf of its taxpayers. Therefore, all contractors and subcontractors seeking to submit a bid to the City of Fairview Park for this Project shall provide disclosure or evidence that it sponsors, participates in, hires enrollees or exclusively hires graduates of an apprenticeship program certified by the State of Ohio or the U.S. Department of Labor. Affirmatively meeting this standard shall be a precondition of any bid being considered responsive by the City of Fairview Park. The failure to meet this standard shall result in a bidder being classified as not responsible.

SECTION 4. It is 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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 5. That this ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare; and for the further reason that the Project shall begin at the earliest day possible to avoid further damage to the roof system; and provided it receives the affirmative vote of a majority plus one of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the mayor, otherwise from and after the earliest period allowed by law.

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APPROVED:

1st reading: 09.17.18
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Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council