

PASSED: September 9, 2013  
BY: Doering

RESOLUTION NO. 2013-24

RESOLUTION AUTHORIZING VILLAGE MANAGER TO ENTER INTO CONTRACT  
WITH CDS ASSOCIATES, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR  
MODIFICATIONS TO THE AMBERLEY GREEN DAM

**WHEREAS**, The Ohio Department of Natural Resources, which currently has regulatory oversight of the dam located on the Amberley Green property owned by the Village, previously ordered remedial measures to be performed on the dam to ensure the protection and safety of the dam, people and surrounding property, which measures must be complete by January 2015;

**WHEREAS**, Various options exist to address the compliance orders, including but not limited to reconstruction, modification, or removal of the dam, which carry conceptual cost estimates from \$340,000 to over \$1 million dollars;

**WHEREAS**, the Streets, Public Utilities and Sewers Committee met to consider this project and recommended that Council approve modification of the dam to exempt it from ODNR regulations, which is the least costly of the options considered;

**WHEREAS**, Council carefully considered the various options, and determines it is in the best interest of the Village to pursue the modification plan recommended by the Committee;

**WHEREAS**, Council finds it is in the best interests of the Village to award the contract for professional engineering services for the design, planning, permitting, and bidding of the project to CDS Associates, which has served as the Village Engineer for over 25 years;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF AMBERLEY VILLAGE, STATE OF OHIO, seven (7) members elected thereto concurring,

SECTION 1: That the Village Manager be, and hereby is, authorized and directed to enter into a contract on behalf of the Village with CDS Associates, Inc., to provide professional engineering services related to the detailed design, planning, permitting, and bidding of the project to modify the Amberley Green dam, at a price of \$30,000 as outlined in the proposal submitted to the Village Manager on or about August 26, 2013, which proposal is incorporated herein.

SECTION 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed this 9<sup>th</sup> day of September, 2013.

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Mayor J.K. Byar

Attest:

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Nicole Browder, Clerk of Council

Resolution Vote:

Moved: \_\_\_\_\_ Second: \_\_\_\_\_

I, Clerk of Council of Amberley Village, Ohio, certify that on the \_\_\_\_ day of September 2013, the forgoing Resolution was published pursuant to Article IX of the Home Rule Charter by posting true copies of said Resolution at all of the places of public notice as designed by Sec. 31.40(B), Code of Ordinances.

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Nicole Browder, Clerk of Council