

**VILLAGE OF YELLOW SPRINGS
RESOLUTION 2005 –37**

**AN AGREEMENT BETWEEN THE VILLAGE OF YELLOW SPRINGS AND LJB, INC.
FOR INSPECTION AND CONSTRUCTION ADMINISTRATION SERVICES**

WHEREAS, in Section 206.01(f)(4) competitive procedures under this Chapter are not required when the purchase substantially involves highly technical or scientific services, and

WHEREAS, the staff recommends LJB, Inc. since they have completed the engineering and construction plan review of this subdivision thereby enabling them to have proprietary knowledge and provide a unique level of service, and

WHEREAS, the Village requires assistance of LJB, Inc. to conduct inspection of the public improvements to be constructed by the developers of the Birch 3 Subdivision, Section One, and

WHEREAS, said developers have deposited \$29,930.00 (4% of the engineer's estimate of the cost of public improvements) to offset the cost of inspection, and

WHEREAS, LJB, Inc. provided a thorough proposal based on competitive hourly rates not to exceed \$29,930.00 to provide the necessary inspection and construction administration services, and

**NOW THEREFORE, THE COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS,
OHIO, HEREBY RESOLVES THAT:**

Section 1. The Village authorizes the selection of LJB, Inc., 3100 Research Boulevard, Dayton, Ohio to provide the necessary inspection and construction administration services related to the construction of public improvements in the Birch 3 Subdivision, Section One.

Section 2. The Village agrees to the proposal, which is approximately a total of \$29,930.00.

Section 3. The Village Manager is authorized to represent the Village on all matters related to this project, and increase the scope of services as appropriate to accomplish the project in the best interest of the Village.

Section 4. Competitive bidding procedures are hereby waived to the extent deemed applicable to this procurement and the approval of this contract is retroactive to the date work began.

Section 5. This resolution shall take effect and be in full force at the earliest date permitted by law.

Tony Arnett, President of Council

Passed:

Attest: _____
Deborah Benning, Clerk

Roll Call:

Arnett ____ Swinger ____ Hardman ____

Rickenbach ____ Alexander ____