

## ORDINANCE NO. 2492

### AN ORDINANCE TO AUTHORIZE A PROFESSIONAL SERVICES CONTRACT TO EMPLOY HORNER & SHIFRIN, INC. OF O'FALLON, ILLINOIS TO PERFORM ENGINEERING SERVICES FOR THE CITY OF COLUMBIA, ILLINOIS PERTAINING TO REVIEW OF THE IMPROVEMENT PLANS PREPARED BY THE ENGINEERING FIRM OF BURNS & MCDONNELL FOR THE CHERRY STREET AND FERKEL STREET RECONSTRUCTION PROJECT IN THE CITY OF COLUMBIA, ILLINOIS

WHEREAS, the City Council of the City of Columbia, Illinois (the "City") has found and determined and does hereby declare that it is necessary and appropriate that the City employ a duly qualified engineering firm to provide consulting engineering services to the City for the review of infrastructure improvement plans prepared by the engineering firm of Burns & McDonnell for the reconstruction of Cherry Street and Ferkel Street in the City;

WHEREAS, the City Council of the City has found and determined that it is appropriate that the City employ the engineering firm of Horner & Shifrin, Inc. of O'Fallon, Illinois ("Horner & Shifrin") to provide those services due to their expertise in such matters and availability to provide those services for the City;

WHEREAS, due to an emergency need for such services created by the resignation of the City's Engineering Consultant, Kenneth Vaughn, it became necessary and appropriate that the City (by Order of the City's City Council) make and enter into a Professional Services Agreement with Horner & Shifrin to employ Horner & Shifrin for the performance of the professional services aforesaid and to provide for the fee to be paid by the City for the same (in the sum of \$10,030) on June 15, 2006 (and prior to the enactment of this ordinance to allow for the said employment), which Professional Services Agreement is intended to be ratified and approved by this ordinance.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

**Section 1.** The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

**Section 2.** The City hereby authorizes the employment of Horner & Shifrin, Inc. of O'Fallon, Illinois to perform for the City the consulting engineering services required for a professional review of the infrastructure improvement plans prepared by the engineering firm of Burns & McDonnell for the reconstruction of Cherry Street and Ferkel Street in the City. The City does hereby ratify the Professional Services

Agreement made and entered into between Horner & Shifrin and the City on June 15, 2006 and authorizes and approves of the Mayor heretofore signing and delivering the same for and on behalf of the City, for the use and purpose aforesaid, in the form attached hereto, which is hereby approved as to form, and in as many counterparts as the Mayor has determined; and, the City does hereby ratify and approve of the City Clerk attesting the same and affixing thereto the corporate seal of the City.

**Section 3.** This Ordinance shall be in full force and effect retroactive to June 15, 2006 when the Professional Services Agreement was made and entered into between Horner & Shifrin and the City due to the emergency need to obtain the required professional consulting engineering services for the subject project created by the resignation of the City's Engineering Consultant, Kenneth Vaughn, from and after its passage and approval, as provided by law.

Alderman Unnerstall moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Ebersohl, and the roll call vote was as follows:

YEAS: Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Row, Huch and Mayor Hutchinson.

NAYS: None.

ABSENT: Alderman Koesterer.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 21st day of August, 2006.

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KEVIN B. HUTCHINSON, Mayor

ATTEST:

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WESLEY J. HOEFFKEN, City Clerk

(SEAL)