

**RESOLUTION 71 -13
THE TOWN OF FOREST HEIGHTS**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO PROFESSIONAL SERVICES CONTRACTS ON BEHALF OF THE TOWN OF FOREST HEIGHTS TO OBTAIN ENGINEERING SERVICES FROM A.D. MARBLE & CO., INC. FOR ROLPH DRIVE STORMWATER AND ROADWAY REHABILITATION CONSTRUCTION, AND TO EVALUATE THE EXISTING DRAINAGE ISSUES AT THE DEAD END SECTIONS OF BLACKHAWK DRIVE AND WOODLAND DRIVE; AND GENERALLY RELATED TO PROFESSIONAL SERVICES AND TOWN FINANCES

Introduced By: Mayor Jacqueline Goodall

WHEREAS, the municipalities and County agencies within Prince George's County (with the exception of the City of Bowie) are eligible to request storm drainage construction funds up to 100 percent of the storm drainage system from the Environmental Services Division ("ESD") of the Prince George's County Department of Environmental Resources ("PGCDER"); and

WHEREAS, the Council pursuant to Resolution 28-13 on April 17, 2013 previously approved a Municipal Participation Agreement between Prince George's County and the Town in order to accept capital improvements funding for storm drainage; and

WHEREAS, the Mayor and Council have the power pursuant to Section 33-75 of the Town Charter to establish, regulate, and change from time to time the grade lines, width, and construction materials of any sidewalk or part thereof on Town property or along any public way or part thereof, or grade lay out, construct, pave, repave, repair, extend, or otherwise alter sidewalks on Town property along any public way or part thereof; and

WHEREAS, the Mayor and Council further have the power pursuant to Section 33-83 of the Town Charter to do whatever may be necessary to protect Town property and to keep all Town property in good condition; and

WHEREAS, the Charter, Section 33-63 further permits the Council to forego the competitive bidding process in order to negotiate professional services contracts such as engineering services; and

WHEREAS, the Council has provided within the Fiscal Year 2014 Budget of the Town a capital improvements project line item numbered 8012 and further entitled "Sust. Design Serv. - Consult Eng." originally in the amount of \$50,000 that was approved as part of the FY '14 Budget; and

WHEREAS, the Council finds that it is in the best interest of the Town to authorize the requisite expenditures by entry into two (2) additional professional services agreements with A.D. MARBLE & CO., INC., a Pennsylvania corporation registered to do business in Maryland, to provide certain engineering services as stated herein and in the proposals attached hereto, and to increase said line item numbered 8012 to \$15,000.00 by transferring funds from line item numbered 8000; and

NOW THEREFORE BE IT RESOLVED, that the Town Council authorizes the Mayor to enter into a professional services contract, attached hereto as Exhibit A (Forest Heights Rolph Drive Utility Engineering Services during construction dated September 18, 2013) and incorporated by reference herein (the "First Contract"), and thereby obtain engineering services from A.D. MARBLE & CO., INC., to supplement the Rolph Drive Stormwater and Roadway Rehabilitation construction as required by PGCDER as further described herein above and in said First Contract at a fee not to exceed fifty-six thousand three-hundred dollars (\$56,300.00) with the condition and understanding that said funds shall be reimbursed to the Town by PGCDER pursuant to said Municipal Participation Agreement; and

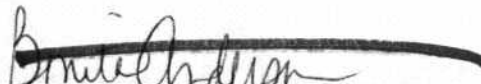
NOW THEREFORE BE IT RESOLVED, that the Town Council authorizes the Mayor to enter into a professional services contract, attached hereto as Exhibit B (Forest Heights Blackhawk Drive/Woodland Drive Drainage Evaluation – Part I dated September 17, 2013) and incorporated by reference herein (the "Second Contract"), and thereby obtain engineering services from A.D. MARBLE & CO., INC., to evaluate the existing drainage issues at the dead end section of Blackhawk Drive and Woodland Drive as further described herein above and in said Second Contract at a fee not to exceed eight thousand eight-hundred dollars (\$8,800.00) with the condition and understanding that said funds shall also be reimbursed to the Town by PGCDER pursuant to said Municipal Participation Agreement; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

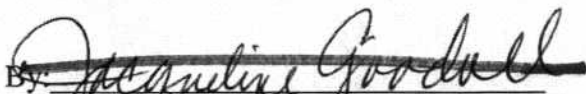
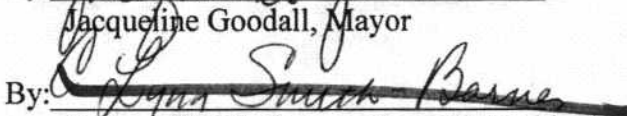
PASSED this 7th day of October 2013.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ATTEST:


Bonita C. Anderson, Town Clerk

THE MAYOR AND COUNCIL OF THE
TOWN OF FOREST HEIGHTS, MARYLAND

By: 
Jacqueline Goodall, Mayor
By: 
C. Lynn Smith-Barnes, Council President

ROLL CALL VOTE

YEA/NAY/ABSTAIN/ABSENT

ROLL CALL VOTE

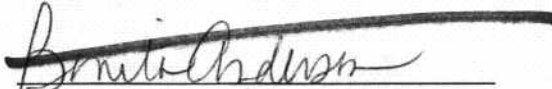
YEA/NAY/ABSTAIN/ABSENT

GOODALL
KENNEDY II
STONER
BARNES
MUHAMMAD
SMITH-BARNES
MANN

YEA
YEA
YEA
YEA
YEA
YEA
YEA

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 7th day of October 2013 with 7 Aye votes and 0 Nay, constituting a majority of at least four (4) affirmative votes, the aforesaid Resolution 71-13 passed [or, if applicable, at least five (5) affirmative votes, the aforesaid Resolution 71-13 passed to comply with Art. 23A, §2(b)(2) of Md. Ann. Code].



Bonita Anderson, Town Clerk

[Exhibit A- A.D. MARBLE & CO., INC., Forest Heights Rolph Drive Utility Engineering Services during construction dated September 18, 2013]

[Exhibit B- A.D. MARBLE & CO., INC., Forest Heights Blackhawk Drive/Woodland Drive Drainage Evaluation – Part I dated September 17, 2013]