

RESOLUTION 108-2024

Agreement with F & B Engineering, Inc.

Cuyahoga

County, Ohio

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of Olmsted Township, State of Ohio that: the Olmsted Township Board of Trustees hereby execute the attached agreement with F & B Engineering, Inc. Said Agreement is marked as Exhibit A and attached hereto and made a part of hereof as though fully rewritten herein.

BE IT FURTHER RESOLVED that it is hereby found and determined that all formal actions of this Board of Township Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the 31st day of October, 2024

Attest:

Brian W. Sullivan
Township Fiscal Officer

Greg Ayer

James J. Jorgensen
Thomas Lee

Township Trustees

F & B Engineering, Inc.

Governmental Solutions, Plan Review Services, Inspection Services, Education & Design Services

October 24, 2024

Board of Township Trustees
Olmsted Township
7900 Fitch Road
Olmsted Township, Ohio 44138

***Re: Proposal for Building Department
Consulting Services***

Dear Board of Township Trustees,

F & B Engineering, Inc. (F & B) is pleased to provide this proposal to Olmsted Township for Building Department Consulting Services. F & B will provide these services for the Olmsted Township Building Department hereinafter referred to as the Township in accordance with the Professional Services Agreement Between Olmsted Township, Ohio and F & B Engineering, Inc.

Scope of Services

Residential & Commercial Building Official Consulting Services

- A. F & B can provide building official services by an experienced expert to assist and back up the building official as required by the Residential Code of Ohio for One, Two, & Three Family Dwellings and the Ohio Building Code. Additionally, services may include pre-application & post-application meetings and code consultations with owners, owner's representatives, government agencies, consultation and preparation of adjudication orders, and attending adjudication hearings.
- B. Building Official assistance and back up inspection services as required by the Residential Code of Ohio for One, Two, & Three Family Dwellings and the Ohio Building Code will be performed by Dennis Bowman, Building Official Certificate No. 6240.

Commercial Plan Reviews

- A. F & B can provide commercial plan review services as directed by the Building Official in accordance with the Ohio Building Code. A code expert with specialized expertise in building, mechanical, electrical, and fire protection disciplines will provide plan reviews.
- B. Plan reviews will be professionally prepared and communicated to the Building Official in a formal plan review letter. Work will be performed by Dennis Bowman Official/Plans Examiner Certificate No.6240 and Jerry Flanik, Building Official/Plans Examiner Certificate No. 464.

Fee and Billing

We will accomplish the work outlined in our Scope of Services for the Township on an hourly basis. Invoices will be submitted monthly based on that portion of work completed during the month. Invoices are due upon receipt and past due 30-days after receipt.

Rates are as follows:

Commercial Building, Electrical, Mechanical, & Fire Protection Plan Reviews	\$125.00/hour
Commercial/Residential Building Official Services	\$130.00/hour

Conclusion

We look forward to the opportunity to provide these professional services for the Township. If you concur with these terms and wish to proceed with the aforementioned work, then please sign and return one (1) copy of this Agreement. Work can begin upon receipt of signed Agreement. Please feel free to contact Jerry Flanik at 216-256-3556 if you have any further questions or require additional information.

Sincerely,



Jerry Flanik, President
Project Manager

F & B ENGINEERING, INC.

**PROFESSIONAL SERVICES AGREEMENT BETWEEN OLMSTED TOWNSHIP, OHIO AND F & B
ENGINEERING, INC.**

This Professional Services Agreement (hereinafter referred to as "Agreement"), is made as of this 24th day of October 2024, between Olmsted Township, Ohio, (herein after referred to as "Township"), located at 7900 Fitch Road, Olmsted Township, Ohio 44138, and F & B Engineering, Inc., (herein after referred to as "F&B"), located at 9671 Oxford Glen Drive, Mentor, Ohio 44060.

REPRESENTATION:

F&B is a specialized construction industry-consulting firm whose services are limited to the interaction of the Ohio and International Building Codes to governmental agencies, as well as the architectural, engineering, and construction disciplines.

WITNESSETH:

IN CONSIDERATION of the mutual covenants hereinafter contained and mutual benefit to be derived by the parties from the performance hereof, the parties herein agree as follows:

SCOPE OF SERVICES:

Residential & Commercial Building Official Consulting Services

F & B can provide building official services by an experienced expert to assist and back up the building official as required by the Residential Code of Ohio for One, Two, & Three Family Dwellings and the Ohio Building Code. Additionally, services may include pre-application & post-application meetings and code consultations with owners, owner's representatives, government agencies, consultation and preparation of adjudication orders, and attending adjudication hearings.

Building Official assistance and back up inspection services as required by the Residential Code of Ohio for One, Two, & Three Family Dwellings and the Ohio Building Code will be performed by Dennis Bowman, Building Official Certificate No. 6240.

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F&B COMPENSATION:

F&B contract with the Township is an hourly rate contract. F&B shall bill the Township the following hourly rates for services:

Commercial Building, Electrical, Mechanical, & Fire Protection Plan Reviews	\$125.00/hour
Commercial/Residential Building Official Consulting Services	\$130.00/hour

Special Rates:

F&B shall charge the Township at a rate of \$150.00 per hour for time associated for preparation and/or participation regarding board of appeals hearings, legal depositions, and litigation trials.

PAYMENT TERMS

Invoices will be submitted monthly based on that portion of work completed during the month. Invoices are due upon receipt. Outstanding balances in arrearage more than thirty (30) days shall carry a finance charge 1.5 % per month or 18% per annum.

TERM

F&B shall start work on this contract promptly upon its execution with the Township and shall continue until the defined work scope is either completed or terminated. F&B hourly rate is fixed on this contract for a twelve (12) month period from the date of contract signing, should the work scope under this contract be extended by the Township for a period of time greater than one year or more, F&B hourly rate under this contract shall increase by 5% for every 12-month period that the contract period is extended when mutually agreed by both parties.

TERMINATION:

Either party can terminate this contract in writing at any time for any reason, with or without cause. The Township is responsible to pay F&B for all time expended under this contract up until the time of contract termination, no matter how the Township classifies said termination.

INSURANCE

F&B shall maintain \$1,000,000/\$2,000,000 of professional liability insurance and \$1,000,000/\$2,000,000 of commercial general liability insurance at its own expense throughout the term of this Agreement.

F & B Engineering, Inc.
9671 Oxford Glen Drive
Mentor, Ohio 44060



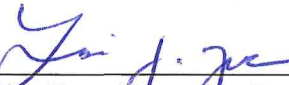
Jerry Flanik, President

Date: October 24, 2024

Board of Township Trustees
Olmsted Township
7900 Fitch Road
Olmsted Township, Ohio 44138



Tom Cole, Township Trustee



Lisa Zver, Township Trustee



Riley Alton, Township Trustee

Date: 10-31-2024

