

RESOLUTION NUMBER 10-15

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF WESTFIELD, INDIANA, AUTHORIZING AND APPROVING THE USE OF DESIGN-BUILD CONTRACTING METHOD FOR A PUBLIC PROJECT

WHEREAS, the design, construction, equipping and maintenance of fire stations within and serving the City of Westfield, Indiana (the “City”) are a public benefit to the health and safety of the citizens of the City; and

WHEREAS, the Common Council of the City (the “Common Council”) desires to efficiently design and construct a fire station to be known as The Training Center (the “Training Center Project”) pursuant to Indiana Code 5-30; and

WHEREAS, Indiana Code 5-30-2-2 provides that the Common Council authorize and approve the use of the design-build contracting method for the Training Center Project and identify the members of the technical review committee appointed by the Westfield Fire Department under Indiana Code 5-30-4-1 (the “Technical Review Committee”), which shall be responsible for qualifying potential design-builders and rating and scoring qualitative proposals for the Training Center Project as provided under Indiana Code 5-30 and whose meetings shall be open to the public and subject to Indiana Code 5-14-1.5; and

WHEREAS, pursuant to Indiana Code 5-30-4-1, the Technical Review Committee shall consist of Todd Burtron, Fire Chief of the City; Jim Peyton, a licensed contractor; and Neil VanTrees, a licensed professional engineer. Members of the Technical Review Committee shall not submit proposals for or furnish design services or construction services under the design-build contract authorized by this Resolution and may not accept or subcontract for professional services or construction services under the design-build contract authorize by this Resolution; and

WHEREAS, upon the adoption of this Resolution, it is the intent of the Common Council to (i) authorize and approve the use of the design-build contracting method for the design and construction of the Training Center Project, and (ii) identify the members of the Technical Review Committee appointed by the Westfield Fire Department; and

WHEREAS, after being fully advised in the matter,

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
CITY OF WESTFIELD, AS FOLLOWS:**

SECTION I. The Common Council hereby finds that the design and construction of the Training Center will be of public utility and benefit to the citizens of the City and hereby approves, authorizes and confirms the use of the design-build contracting method for the design and construction of the Training Center Project pursuant to Indiana Code 5-30.

SECTION II. The Common Council hereby finds that the Technical Review Committee has been established and that Todd Burtron, Fire Chief of the City; Jim Peyton, a licensed contractor; and Neil VanTrees, a licensed professional engineer, have been appointed as members of the Technical Review Committee by the City acting by and through the Westfield Fire Department.

SECTION III. The Common Council hereby authorizes the Technical Review Committee to cause to be developed the design-build criteria for the Training Center Project, solicit a request for proposals for the Training Center Project, qualify potential design-builders, award the design-build contract for the Training Project, and take all necessary actions pursuant to and authorized by Indiana Code 5-30 and this Resolution.

SECTION IV. The Common Council further authorizes the Mayor of the City to replace or appoint additional voting or non-voting members to the Technical Review Committee.

SECTION V. This Resolution shall be in full force and effect immediately upon its adoption.

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ADOPTED AND PASSED THIS ____DAY OF DECEMBER, 2010, BY THE
WESTFIELD COMMON COUNCIL, HAMILTON COUNTY, INDIANA.

WESTFIELD COMMON COUNCIL
Hamilton County, Indiana

WESTFIELD COMMON COUNCIL

Voting For

Voting Against

Abstain

John Dippel

John Dippel

John Dippel

Steve Hoover

Steve Hoover

Steve Hoover

Bob Horkay

Bob Horkay

Bob Horkay

Ken Kingshill

Ken Kingshill

Ken Kingshill

Bob Smith

Bob Smith

Bob Smith

Thomas Smith

Thomas Smith

Thomas Smith

Rob Stokes

Rob Stokes

Rob Stokes

ATTEST:

Clerk-Treasurer, Cindy Gossard

This resolution prepared by:
Brian J. Zaiger, Attorney at Law
Krieg DeVault LLP
12800 North Meridian Street, Suite 300
Carmel, Indiana 46032
317-238-6266

I hereby certify that RESOLUTION 10-15 was delivered to the Mayor of Westfield
on the _____ day of _____, 2010, at _____ m.

Cindy Gossard, Clerk-Treasurer

I hereby APPROVE RESOLUTION 10-15 I hereby VETO RESOLUTION 10-15
this _____ day of _____, 2010. this _____ day of _____, 2010.

J. Andrew Cook, Mayor

J. Andrew Cook, Mayor

ATTEST:

Cindy Gossard, Clerk Treasurer

This document prepared by
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