

DELIVERED MAY 18 2023

City of Middleburg Heights, Ohio

Ordinance No. 2023- 40

DELIVERED JUN 08 2023

Introduced by: Mr. Tim Ali, Mr. Bortolotto, Mr. Sage,
Mr. Meany, Mr. McGregor, Mr. Ference, Mr. Grech

**AN ORDINANCE
AUTHORIZING THE MAYOR AND FINANCE DIRECTOR
TO ENTER INTO A CONTRACT WITH
WEAVER BARNS**

WHEREAS, the City's purchasing policy requires City Council approval on any single purchase of products or services exceeding \$25,000 or any professional service contract exceeding \$10,000, with the exception of items purchased through or at an amount equal to an approved cooperative purchasing agreement; and

WHEREAS, the City desires to retain the services of a competent and qualified contractor to provide certain products/services to the City; and

WHEREAS, Weaver Barns is competent and qualified to furnish products and/or services to the City and has provided a responsive and responsible proposal, and desires to provide the Dog Park Pavilion

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDDLEBURG
HEIGHTS, CUYAHOGA COUNTY, STATE OF OHIO:**

Section 1. That the Mayor and Finance Director is hereby authorized to enter into a contract with Weaver Barns to provide certain products and/or services to the City, a copy of which is attached hereto and marked "Exhibit A".

Section 2. That there is hereby appropriated \$50,000 from the Tri-City Bark Park Fund to implement this Ordinance.

Section 3. That it is hereby found and determined that all formal actions of this council concerning and relating to the passage of this ordinance were adopted in an open meeting of this council, and that all deliberations of this council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including chapter 107 of the Codified Ordinances and section 121.22 of Ohio Revised Code.

PASSED 6/13/23

David Bortolotto

PRESIDENT OF COUNCIL

ATTEST:
M. Meola
CLERK OF COUNCIL

PRESENTED TO MAYOR 6/14/23

APPROVED ON: 6-14-23

	YEAS	NAYS
BORTOLOTTO	<u>✓</u>	_____
ALI	<u>✓</u>	_____
SAGE	<u>✓</u>	_____
MEANY	<u>✓</u>	_____
MCGREGOR	<u>✓</u>	_____
FERENCE	<u>✓</u>	_____
GRECH	<u>✓</u>	_____

Matthew Casella
MAYOR

I, Mary Ann Meola Clerk of the Council of the City of Middleburg Hts., Ohio, hereby certify that Ord. 2023-40 adopted by the Council of the City of Middleburg Hts., on 6/13/23 was posted for a period of fifteen days, beginning 6/15/23 and remained so posted for fifteen days at the two posting places as designated by Charter.

Mary Ann Meola
Clerk

CERTIFICATE

I, Mary Ann Meola Clerk of Council of the City of Middleburg Heights, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ord. 2023-40 passed on the 13th day of June 2023 by said Council.

Mary Ann Meola
Clerk of Council

Name Marty Kramer
 Name Marty Kramer
 Phone 216-409-6340
 Phone
 Email mkramer@middleburgheights.com
 Email
 Salesperson Brevin Weaver



Weaver Barns Inc.
 "everyone needs a little structure in their life"

Weaver Barns
 1696 State Route 39
 Sugarcreek, OH 44681
 330-852-2103

Quote
34036

Quote Date 4/8/2023

Site Ready

Delivery Date

Arrival Time

Crew

Bill To

Ship To

Structure

Sidewall Height Roof Pitch

16x32 Bradford Solid Cedar Assembled on Site 8 7 \$41,771.00

Finish / Features

Stain Timber Ceiling Anchor Type Anchor \$2703.00

Roof

1 Drip Edge \$0.00 \$0.00
 1 Oakridge Shingles \$0.00 \$0.00

Pavilion

1 Metal Roof - Pavilions \$3.15 \$1,612.80
 1 Wood Brackets \$0.00 \$0.00

Payments

Transaction	Type	M.O.P	Amount
"			

Options Total \$4,315.80

Options Credits \$0.00

Sub Total After Options \$46,086.80

\$0.00

Delivery \$0.00

Sub Total Before Tax \$46,086.80

Tax () \$0.00

Sub Total After Tax \$46,086.80

Deposit

Balance Due \$46,086.80

Notes

Name Marty Kramer



Weaver Barns *ltd.*
"everyone needs a little structure in their life"

Quote
34036

Visual Design

A large, empty rectangular box with a thin border, intended for a visual design or drawing.


Name Marty Kramer



Weaver Barns Inc.
"everyone needs a little structure in their life"

Quote
34036

Example Construction Contract

This Agreement is made between Weaver Barns and Marty Kramer on 4/8/2023 appearing on the order to perform the work as listed on the order form attached. You certify that you are qualified to and authorize Weaver Barns and its employees, dealers and subcontractors' access to the property on the ship- too address on the order to fulfil any needs. You also release them from any and all liabilities including but not limited to damage to your driveway, lawn, septic systems, piping etc. You acknowledge that you have the right to enter into this contract and your electronic signature is as binding as a physical one.

Permits: Customer is responsible for all Building Permits.

Quote: Free

Placing the Order: A 10% Deposit is required to place an order.

Final Payment: Final payment is due (COD) on the day of the delivery. Please remit payment to Weaver Barns and deliver to the onsite Builder or Delivery Person. All pricing on an order with a deposit, is good for 6 Months from the time which the order was placed.

Delivery Complications: If the product has been loaded for delivery for the following day and needs to be postponed due to your request a \$150 'reloading fee' will apply. If your site is inadequate when we arrive and we need to return on a different day there will be a 'return trip' fee assessed of a minimum of \$250 and a maximum of \$550 depending on your location.

Cancellation: If an order is canceled within 6 months of the initial Order the deposit will be refunded in full if the order has not been finalized*. Once the order has been finalized or 6 months has passed from the original order date (Whichever comes first) the 10% Deposit (of the subtotal before tax) becomes nonrefundable. These funds are available to be used towards Weaver Barns product for 2 years after the deposit was given, after 2 years it will become the property of Weaver Barns and is not usable towards any product.

*If internal drawings or stamped drawings were made (within the 6 months period or pre finalization) for this project a fee will be assessed which the deposit will be applied to.

- **Assemble on Site Delivery:** The crew delivering this structure will back in to the building site. Unless a carry charge is selected, you give your consent to do this while releasing them from any liabilities with ruts or damage to your yard. If this is not an option, a carry charge fee will apply.

Proposal includes metal roof

16' x 32'
(not to scale)

Dog Park Pavilion

