

ORDINANCE NO. 108-18

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT
WITH CHAGRIN VALLEY ENGINEERING, LTD AND ESTABLISH THE
COMPENSATION FOR THE CITY ENGINEER IN 2019
AND DECLARING AN EMERGENCY.**

WHEREAS, in January of 2015 Chagrin Valley Engineering, Ltd. and one of its principals, Ryan E. Cummins, P.E., CPESC, was retained to provide professional engineering services to the City of Avon and to serve as the City's Consulting Engineer; and

WHEREAS, based upon the positive experience of working closely with Chagrin Valley Engineering, Ltd. and Ryan E. Cummins, P.E., CPESC, the Mayor now chooses to continue that relationship by entering into a new contract with CVE; and

WHEREAS, Council finds that the Mayor's desire to extend the contract with Chagrin Valley Engineering, Ltd. and the appointment of Ryan E. Cummins as the City Engineer to be in the best interests of the health, safety and welfare of the citizens of Avon in retaining competent, professional engineering services for the community, agrees to the compensation package as set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN, STATE OF OHIO:

Section 1 - That the "Contract for the Provision of Municipal Engineering Consulting Services to the City of Avon," attached hereto as Exhibit A and incorporated herein by this reference, be and the same is hereby adopted as the contract for engineering services between Chagrin Valley Engineering, Ltd. and the City of Avon commencing in 2019. The Consulting Engineer shall perform such services and be compensated for the services rendered as set forth therein.

Section 2 – Ryan E. Cummins, P.E. as a principal with Chagrin Valley Engineering, Ltd., shall receive as compensation for the services described in Section 2 of the Contract, the annual sum of Fifty-Two Thousand, Eight Hundred and Fifty Dollars (\$52,850.00), commencing with pay period No. 1 of 2019, payable in bi-weekly installments and subject to payroll and Public Employee Retirement System withholding taxes.

Section 3 - That it is 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 of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to authorize the Mayor to enter into the contract with Chagrin Valley Engineering, Ltd. as set forth herein to provide engineering

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services to the City; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Craig L. Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara J. Brooks, Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director