

RESOLUTION NO. 58-2022 (F), *First Reading*

By Council President Hart

A Resolution authorizing and directing the Mayor to enter into a contract with Janus Small Associates for Council retreat facilitation services, increasing Council's budget to provide funds therefor, and declaring the necessity that this Resolution become immediately effective as an emergency measure.

WHEREAS, this Council determined to hold a retreat meeting and discussion at City Hall, open to the public, on Saturday, April 2, 2022, and to utilize the services of a moderator at such meeting to facilitate discussion of topics selected by the Council as being relevant to Council's ability to function effectively in furtherance of the public interest; and

WHEREAS, following an informal search for a moderator with experience working with boards, commissions and public entities on similar projects, the Council President determined that Janus Small Associates possessed the requisite experience and appropriate demeanor for the assignment, and requested that Ms. Janus Small facilitate the April 2, 2022 Council Retreat, held from 9:00 a.m. to 2:00 p.m.; and

WHEREAS, Ms. Small conducted interviews of Council persons prior to the retreat in order to understand the issues that were important to individual Council members, worked with the Council President on the agenda for the retreat, attended and moderated the discussion at the retreat, and has been asked to prepare a summary report for Council of the April 2nd session; and

WHEREAS, Ms. Small submitted a contract addressing the provision of the above-described services, in the amount of \$2,700.00; and

WHEREAS, this Council believes that the contract and amount are fair and reasonable in relation to the time and work contributed by Ms. Small, and that the contract should be signed and she should be paid; and

WHEREAS, under Article IV, Section III of the Charter of the City of Cleveland Heights, the Mayor "shall execute on behalf of the City all contracts ... and all other instruments to which the City is a party."

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby finds and determines that the contract submitted by Janus Small Associates, having been approved as to legal form by the City's Law Director, is fair and appropriate in relation to the services provided and is in the best interests of the City and its residents.

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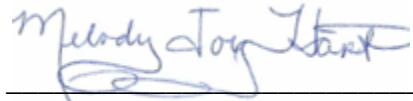
SECTION 2. This Council hereby authorizes and directs the Mayor to enter into a contract with Janus Small Associates, substantially in accordance with the contract attached hereto as Exhibit A, for the retreat moderation services provided, in an amount not to exceed \$2,700.00.

SECTION 3. Certain subparagraphs of Ordinance No. 139-2021 (F) relating to appropriations for the current expenses and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2022 be, and the same hereby are increased, decreased and/or transferred in the amounts set forth in Exhibit B, to provide funds necessary for the City to discharge its obligations under the contract with Janus Small Associates.

SECTION 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution 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 action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

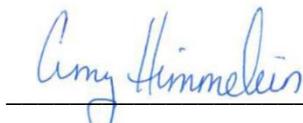
SECTION 5. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 6. It is necessary that this Resolution become immediately effective as an emergency measure for the immediate preservation of the public peace, health or safety of the City, such emergency being the need to timely compensate Janus Small Associates for work performed for the City at the request of the City Council. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.



MELODY JOY HART

President of Council



AMY HIMMELEIN

Clerk of Council

PASSED: May 2, 2022

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Presented to Mayor: May 4, 2022

Approved: May 10, 2022



KAHLIL SEREN

Mayor