

**ORDINANCE 2021-26
INTRODUCED BY: WYVILLE**

4316

**AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT FOR PLANNING AND CONSULTING
SERVICES WITH JULIE S. LINDER, AICP AND
DECLARING AN EMERGENCY.**

WHEREAS, Julie S. Linder, AICP (“Linder”) served the Village as a Planning Consultant for many years and has provided invaluable and dedicated service to the Village of Chagrin Falls and, in particular, the Planning Commission; and

WHEREAS, Linder has decided to reduce and ultimately terminate services to the Village and other clients, but has agreed to consult with the Village, when needed, through the end of calendar year 2021; and

WHEREAS, Linder has agreed to provide services at the rate of One Hundred Dollars (\$100.00) per hour when requested by the Chief Administrative Officer.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE
OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

Section 1. The Mayor is directed to enter into the Agreement for Planning Services (“Agreement”) attached hereto and made a part hereof as **Exhibit “A”** upon the terms and conditions contained in the Agreement, and hereby authorizes the Chief Administrative Officer to obtain services from Linder, when in the judgment of the Chief Administrative Officer, such consulting services are needed for Planning and Zoning Code and related matters.

Section 2. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

Section 3. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

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Section 4. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the Village and for the further reason that this Ordinance is necessary to be adopted as an emergency in order to continue to receive planning services from Linder at the earliest possible date; wherefore, provided it receives the affirmative vote of at least two-thirds (2/3) of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force after the earliest period allowed by law.

PASSED: June 14, 2021

Erinn W Grube

Erinn Grube, Council President

Submitted to the Mayor for
his approval on this

16th day of June, 2021

Approved by the Mayor

June 16

_____, 2021

William A. Tomko

Mayor William Tomko

I hereby certify that Ordinance No. 2021-26 was duly enacted on the 14th day of June, 2021, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

David B. Bloom

David Bloom, Clerk of Council

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EXHIBIT "A"

AGREEMENT FOR PLANNING SERVICES

This Agreement made this the 1st day of May, 2021, by and **BETWEEN THE VILLAGE OF CHAGRIN FALLS, OHIO**, hereinafter referred to as the "Village", 21 West Washington Street, Chagrin Falls, Ohio 44022, and **JULIE S. LINDNER, AICP**, hereinafter referred to as the "Consultant", 7548 Valerie Lane, Hudson, Ohio 44236. In consideration of the mutual agreements set forth below, the parties agree as follows:

I. SCOPE OF SERVICES

The Consultant is authorized to provide professional planning services on an advisory basis at the request of the Chief Administrative Officer. Services are to be rendered at such times, places and length of duration that are mutually agreeable to both parties.

II. COMPENSATION

In consideration of the performance of the work identified in the Scope of Services, the fee for such services shall be based on the actual time incurred at one hundred dollars (\$100.00) per hour rate.

III. METHOD OF PAYMENT

Payment shall be made to the Consultant within thirty (30), days following receipt of an invoice for services performed under this Agreement during the applicable period.

IV. INFORMATION TO BE PROVIDED BY THE VILLAGE

The Village shall provide access to any plans, documents, papers and records that are directly pertinent to the provision of planning services. Additionally, the Village shall be responsible for the cost of mapping or reproduction services beyond incidental photocopying. The Consultant shall first obtain authorization from the Village before incurring expenses for such mapping or reproduction.

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V. TERMS AND CONDITIONS

Termination – This contract shall end on December 31, 2021.

Effect of Termination – The Consultant shall be entitled to compensation earned prior to the date of termination computed pro rata up to and including that date. The Consultant shall be entitled to no further compensation as of the date of termination.

Conflict of Interest – During the term of this contract, the Consultant is prohibited from providing planning services to any private entity on any existing or planned project within the corporate limits of the Village without prior written approval of the Village.

Upon the authorized signature of both parties to this agreement, **THE VILLAGE OF CHAGRIN FALLS, OHIO** and **JULIE S. LINDNER, AICP**, have executed this contract on the date hereinabove first written.

THE VILLAGE OF CHAGRIN FALLS, OHIO

Robert Jamieson
Chief Administrative Officer

CONSULTANT

Julie S. Lindner

Julie S. Lindner, AICP