



**CITY OF WESTLAKE, OHIO
ORDINANCE NO. 2016-42:**

**AN ORDINANCE AUTHORIZING THE MAYOR
TO ENTER INTO A PERSONAL SERVICES
AGREEMENT WITH EARTH CONSULTING, LTD.
FOR GROUNDWATER MONITORING FOR THE
FORMER WESTLAKE SANITARY LANDFILL,
AND DECLARING AN EMERGENCY.**

WHEREAS, the Mayor and the Director of Public Service have recommended that Earth Consulting, Ltd., be retained to provide groundwater monitoring as required by the EPA; and

WHEREAS, this Council finds that the services to be performed by Earth Consulting, Ltd., are personal services exempt from the requirements of Article V, Section 5(a) of the Charter of the City of Westlake relating to public bidding.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WESTLAKE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1: That the Mayor be and he hereby is authorized and directed to enter into a Personal Services Agreement with Earth Consulting, Ltd., to provide groundwater monitoring as required by law, in accordance with the proposal dated March 15, 2016, on file with the Director of Public Service.

Section 2: That the Director of Finance be and he hereby is authorized and directed to issue warrants to Earth Consulting, Ltd., in such amounts as approved by the Mayor at a cost not to exceed Twenty-Four Thousand Two Hundred Dollars and Zero Cents (\$24,200.00).

Section 3: That all services performed by Earth Consulting, Ltd. shall be monitored and approved by the Director of Public Service and/or the Mayor.

Section 4: That it is found and determined that all formal actions of this Council concerning and relating to this legislation 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 action were in meetings open to the public in compliance with all legal requirements including Section 10, Article XI of the Charter of the City of Westlake and Section 121.22 of the Ohio Revised Code.

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Section 5: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare, and for the further reason that it is immediately necessary to remain in compliance with Ohio EPA regulations, and further provided it receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

Passed: 3/17/16





Michael F. Killeen
President of Council

Presented to Mayor: 3/21/16

Approved: 3/21/16

ATTEST:


Denise L. Rosenbaum, Clerk of Council
Dennis M. Clough, Mayor

I, Denise L. Rosenbaum, Clerk of Council of the City of Westlake do hereby certify that Ordinance/Resolution no. 2016-42 adopted 3/17/16 was duly posted on 3/22/16 and remained posted for a period of 15 days thereafter in not less than 2 of the most public places in the City as determined by the Charter of said City.