

CITY OF KIRTLAND

RESOLUTION NUMBER 20-R-49

A RESOLUTION RECOGNIZING THE EXTRAORDINARY AND NECESSARY EXPENDITURE OF FUNDS NECESSITATED BY THE PUBLIC HEALTH EMERGENCY DECLARED WITH RESPECT TO THE COVID 19 PANDEMIC, AND DECLARING AN EMERGENCY.

WHEREAS, on March 01, 2020 a Declaration of a National Emergency concerning the Novel Coronavirus (COVID-19) Pandemic was issued; and

WHEREAS, on March 09, 2020, The Governor of the State of Ohio declared a State of Emergency from the dangerous effects of COVID-19; and

WHEREAS, the Coronavirus Pandemic is a health crisis that requires the City's emergency safety and service forces to immediately prepare and respond to changing conditions and circumstances; and

WHEREAS, the Coronavirus Pandemic has created unique and specific demands for public service and unique and specific required steps that must be taken in order to provide all emergency and necessary public services in a manner that protects City employees and the public and provides for the containment of the spread of the Coronavirus; and

WHEREAS, the Coronavirus Pandemic has created the need for numerous unfunded extraordinary measures and significant investment in previously unfunded capital projects, capital equipment, goods and other equipment that will provide all City employees the ability to immediately prepare and respond to the emerging health crisis, and to safely and efficiently work remotely, collaboratively and to provide those unique public and emergency services related to a pandemic or other declared State of Emergency; and

WHEREAS, Council recently adopted Ordinance No. 20-O-29, providing for the receipt of Federal Funds distributed to the City by Lake County as part of the Federal Coronavirus Aid, Relief, and Security (CARES) Act; and

WHEREAS, the Director of Finance established a specific fund named "COVID-19 Relief" to account for receipt and use of said funds consistent with the requirements set forth by the Ohio Legislature and the United States Treasury; and

WHEREAS, it is the intention of the Administration and Council of the City of Kirtland to use said funds for the purposes and in the manner so prescribed by the United States Treasury and the Ohio Legislature; and

WHEREAS, due to the current state of emergency in Ohio and the governor's current stay at home order stemming from the COVID-19 pandemic, the Kirtland Community Center has been closed to protect both the community and the staff from potential infection; and

WHEREAS, Kirtland Codified Ordinance 220.25 requires the posting of copies of enacted legislation for fifteen consecutive days in three places within the City, those being City Hall, the Kirtland Public Library, and the Kirtland Community Center; and

WHEREAS, Kirtland Codified Ordinance 220.25 grants City Council the authority to modify the posting requirement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Kirtland, County of Lake and State of Ohio, that:

SECTION 1: The Mayor be and he is hereby authorized to enter into Managed Service Agreements for Professional Services, execute all contracts and purchase agreements for Capital Equipment, Supplies, Goods, Other Equipment and Materials necessary in direct response to the current COVID-19 Public Health Emergency in compliance with the provisions of section 5001 of the Federal Coronavirus Aid, Relief and Economic Security (CARES) Act.

SECTION 2: The City Council, pursuant to its authority in Kirtland Codified Ordinance, Section 220.25 and due to the COVID-19 pandemic, hereby modifies the requirement to post this enacted legislation in three places and requires the following:

1. The Clerk of Council is hereby directed to post the enacted legislation in City Hall and the Kirtland Public Library for fifteen (15) consecutive days after the effective date of this legislation; and
2. Due to the closure of the Kirtland Community Center, the Clerk of Council is not required to post said enacted legislation in that location; and
3. The Clerk of Council is hereby directed to post the enacted legislation on the City of Kirtland's website for fifteen (15) consecutive days after the effective date of this legislation.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were passed 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 121.22 of the Ohio Revised Code.

SECTION 4: This Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Kirtland such reason being the Resolution must be enacted immediately in order for the City to participate in this program for the protection of all and benefit from the funds provided. Therefore, this Resolution shall be in full force and effect immediately upon its passage by the affirmative vote of five (5) members of Council and approval by the Mayor, otherwise this Resolution shall be in effect from and after its adoption at the earliest period allowed by law.

First Reading: _____
Second Reading: _____
Third Reading: _____

DATE PASSED: _____

President of Council

Submitted to the Mayor for his
Approval on this _____ day of
_____, 2020.

ATTEST:

Approved by the Mayor on this _____
day of _____, 2020.

Clerk of Council
COVID Dec. of Nec. for Services, Equip, etc.

Mayor Kevin F. Potter