

Sponsor Aldrich / Elliott

RESOLUTION NO. 29-19

A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS FOR PAYMENT TO CLEMANS, NELSON & ASSOCIATES, INC. PURSUANT TO A "THEN AND NOW" CERTIFICATE IN THE AMOUNT OF \$5,699.75 AND DECLARING AN EMERGENCY.

WHEREAS, the legislative authority of the City of Jackson, Ohio, pursuant to Ohio Revised Code Section 5705.41(D), finds that sufficient sums existed then and do so now exist for the payment of the expense in the amount of \$5,699.75 requested by the issuance of a "then and now" certificate from the City Auditor; and

WHEREAS, legislative authority of the City of Jackson, Ohio, now desires to approve the "then and now" certificate.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

Section 1. The Jackson City Council hereby authorizes and approves the expenditure as set forth in the Auditor's Certificate and the materials attached hereto as Exhibit "A" and made a part hereof.

Section 2. This Resolution is hereby declared to be an emergency Resolution necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, and for the further reason that the Jackson City Council must act promptly in approving the Then and Now Certificate to allow for timely payment. Therefore, this Resolution shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

Section 3. In the event this Resolution receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Resolution shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

It is hereby found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on
this 26 day of August, 2019.



President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 26 day of August, 2019.



Mayor

THEN AND NOW CERTIFICATE

It is hereby certified that, pursuant to Ohio Revised Code Section 5705.41(D), that at the time of the making of such contract or order and at the time of the execution of this certificate, a sufficient sum was appropriated for the purpose of such contract and in the Treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.

The taxing authority has thirty (30) days from the receipt of this certificate to approve for payment by resolution; otherwise this certificate becomes null and void and there is no legal liability on the part of the City or the taxing authority.

Date of Certificate: 8-19-19Line Item #: 110-7730-53007

PO #: _____

Invoice #: 9297Invoice Date: 8-13-19Amount: \$5,699.75Vendor Name: Clemens, Nelson & Associates, Inc.

Resolution #: _____

Date & Page in
City Council
Minutes: _____**REASON:** Union Contract NegotiationMayor/Service Director's Office
Requested By & Title_____
Date_____
City Auditor_____
Date Certified



08-13-2019

Randy Heath
City of Jackson
145 Broadway Street
Jackson, OH 45640

Invoice Number: 9297

Professional Services

Date	Consultant	Activity	Hours	Rate	Amount
<u>01 - Admin Practice</u>					
07-17-2019	MBB	01 - Admin Practice Reviewed SERB correspondence regarding appointment of mediator, advised consultant and drafted correspondence to client regarding same. Case Nos. 19-MED-06-0573 (OAPSE) and 19-MED-06-0569 (AFSCME).	0.25	165.00	41.25
			<hr/>		<hr/>
			0.25		41.25
<u>08 - Negotiations</u>					
07-08-2019	AAE	08 - Negotiations Met with client regarding negotiations.	4.00	165.00	660.00
07-15-2019	SMP	08 - Negotiations Put together binders; drafted guidelines and proposals.	5.50	150.00	825.00
07-16-2019	AAE	08 - Negotiations Prepared for negotiations; Met with union to negotiate contract.	6.50	165.00	1,072.50
07-19-2019	SMP	08 - Negotiations Created holiday comparison in preparation for negotiations.	1.50	150.00	225.00
07-24-2019	SMP	08 - Negotiations Drafted economic proposals.	2.00	150.00	300.00
07-25-2019	SMP	08 - Negotiations Drafted economic proposals.	4.50	150.00	675.00
07-26-2019	CJF	08 - Negotiations Reviewed proposals with SMP.	0.50	150.00	No Charge
07-29-2019	AAE	08 - Negotiations Met with union to negotiate contract.	4.00	165.00	660.00
07-31-2019	AAE	08 - Negotiations Met with union to negotiate contract.	4.00	165.00	660.00
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			32.50		5,077.50

AUG 10 2019

City of Jackson

Received

AUG 15 2019

City of Jackson

<u>Date</u>	<u>Consultant</u>	<u>Activity</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Sub-total Fees					5,118.75

<u>Date</u>	<u>Consultant</u>	<u>Description</u>	<u>Price</u>	<u>Qty</u>	<u>Amount</u>
07-08-2019	AAE	Mileage	0.58	175	101.50
07-16-2019	AAE	Mileage	0.58	175	101.50
07-29-2019	AAE	Mileage	0.58	175	101.50
07-31-2019	AAE	Mileage	0.58	175	101.50
Sub-total Expenses					406.00

Retainer

<u>Date</u>	<u>Consultant</u>	<u>Description</u>	<u>Amount</u>
07-01-2019	AAE	Retainer	175.00
Sub-total Retainer			175.00

Total for this Invoice **5,699.75**

7 15 2019

City of Jackson

BOARD OF CONTROL
MINUTES OF MEETING
AUGUST 21, 2019
10:13 A.M.

Present: Randy Heath (Mayor), Bill Sheward (Director of Public Service/Safety) and Judy L. Brown (Administrative Assistant).

Item Discussed:

- 1) Waugh Construction, LLC, for Sewer Dept, for The Replacement or Repair of the Lift Station to be taken from line item #711-7525-54005 (\$92,000.00), in the total amount of \$92,000.00. Motion to adopt by Randy; seconded by Bill; all in favor; motion carried.
- 2) Clemans, Nelson & Associates, Inc, for Mayor/Service Director's Office, for Consultant Fee-Union Contract Negotiation to be taken from line item #110-7730-53007 (\$5,699.75), in the total amount of \$5,699.75. Motion to adopt by Randy; seconded by Bill; all in favor; motion carried.
- 3) The Treasurer of the State of Ohio, for Mayor/Service Director's Office, for Construction Contract Costs Less Deposit to be taken from line item #228-7625-54003 (\$4,237.92), Construction Inspection Costs Less Deposit #228-7625-54003 (\$31,149.88), in the total amount of \$35,387.80 Motion to adopt by Randy; seconded by Bill; all in favor; motion carried.
- 4) Amaazz Construction Ohio, LLC, for Cemetery, for Paving (Surface Asphalt) of Roads in Fairmount Cemetery to be taken from line item #221-7215-54004 (\$49,835.96), in the total amount of \$49,835.96. Motion to adopt by Randy; seconded by Bill: all in favor; motion carried.

Motion to adjourn by Randy; seconded by Bill; all in favor; meeting adjourned at 10:15 A.M.

Judy L. Brown

Administrative Assistant



Cc: City Auditor, City Council Members, PO Clerk