

**AN ORDINANCE
AUTHORIZING THE VILLAGE ENGINEER TO PERFORM
AN "ASHRAE LEVEL II" ENERGY EFFICIENCY AUDIT,
AND DECLARING AN EMERGENCY.**

WHEREAS, the Cuyahoga County Municipal Energy Program ("MEP") administers the distribution of federal stimulus funds and provides financial assistance to political subdivisions to institute energy efficiency and conservation savings projects; and

WHEREAS, Ordinance No. 2010-50, passed on October 11, 2010, authorized the Mayor to submit an application to the Cuyahoga County MEP for funding for energy audit services and energy efficiency and conservation projects; and

WHEREAS, the Village is a recipient of Municipal Energy Program grant funds through the Cuyahoga County Planning Commission; and

WHEREAS, the Village desires to reduce energy costs, reduce fossil fuel emissions, reduce total energy usage, and improve energy efficiency in Village buildings; and

WHEREAS, the performance of the American Society of Heating, Refrigerating and Air Conditioning Engineers Level II ("ASHRAE Level II") energy efficiency audit on Village buildings will provide the Village with a report identifying, discussing, and recommending energy conservation measures and projects; and

WHEREAS, the Village Engineer is pre-approved by the Cuyahoga County Planning Commission to perform an ASHRAE Level II energy efficiency audit; and

WHEREAS, this Council desires to authorize the Village Engineer to perform an ASHRAE Level II energy efficiency audit service; and

WHEREAS, this ordinance, and the services authorized herein, conform with the process, set forth in Section 105.02 (c) of the Chagrin Falls Codified Ordinances, for the procurement of professional design services to be performed on behalf of the Village.

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

SECTION 1. That the Village Engineer be and is hereby authorized and directed to perform the American Society of Heating, Refrigerating and Air Conditioning Engineers Level II ("ASHRAE Level II") energy efficiency audit on Village buildings in accordance with Exhibit "I," Scope of Work and Project Budget, to this ordinance. The total cost of services related to the ASHRAE Level II energy efficiency audit shall not exceed twenty thousand dollars (\$20,000.00).

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.

SECTION 4. That this Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of this Village and for the further reason that this Ordinance must be immediately effective so that the Village Engineer may begin the ASHRAE Level II energy efficiency audit in a timely manner in order that the Village may comply with MEP grant requirements and obtain energy efficiency savings as soon as possible; wherefore, provided it receives the requisite number of affirmative votes of all members elected to Council, this Ordinance shall be in full force and effect from and immediately upon its passage by this Council and approval by the Mayor; otherwise, it shall take effect and be in force after the earliest period allowed by law.

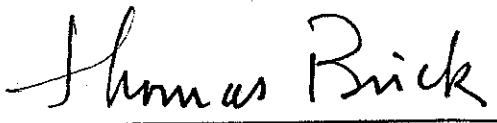
PASSED: March 28, 2011



Council President

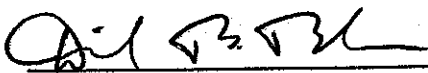
Submitted to the Mayor for
his approval on this
29 day of March, 2011

Approved by the Mayor
March 29, 2011



Mayor

I hereby certify that Ordinance No. 2011- 23 was duly enacted on the 28 day of March, 2011, 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.



Clerk of Council