

VILLAGE OF OBETZ
RECORD OF ORDINANCES

ORDINANCE: 16 – 16

PASSED: _____

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO REALLOCATE PAYMENT ON CONTRACTS WITH U.S. UTILITY CONTRACTOR AND KLEINGERS & ASSOCIATES, AND DECLARING AN EMERGENCY

WHEREAS, U.S. Utility Contractor and Kleingers & Associates provided contracting and engineering services, respectively, to the Village of Obetz; and

WHEREAS, after these services were rendered, the Village received invoices for which purchase orders, with prior certification of availability of funds by the Village Director of Finance attached, had been obtained but wishes to reallocate the costs; and

WHEREAS, Section 5705.41 (D)(1) of the Ohio Revised Code provides that in certain circumstances a subdivision may authorize payment on a contract executed without prior certification by the subdivision’s Director of Finance; and

WHEREAS, the Village Council now has before it certificates from the Director of Finance certifying there was at the time of the making of that contract and at the time of the execution of such certificate a sufficient sum appropriated for the purpose of such contract and in the treasury or in process of collection to the credit of an appropriate fund free from any encumbrances (a “then and now certificate”); and

WHEREAS, less than thirty days have passed since the Village Council’s receipt of the certificate from the Director of Finance; and

WHEREAS, the Village Council desires to satisfy the obligation of that contract by reallocating the payment;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF OBETZ, OHIO, THAT:

Section 1. Village Council hereby acknowledges receipt of “then and now certificates” from the Director of Finance, and authorizes and directs the Director of Finance to reallocate the payments not to exceed the amount of \$180,574.58.

Section 2. This Ordinance is hereby declared to be an emergency measure, necessary for the preservation of the public health, safety and welfare, such emergency arising from the need to comply with statutory timelines concerning “then and now certificates”; wherefore, this Ordinance shall take effect and be in force from and after its passage.

ORDINANCE: 16 – 16 _____

PASSED: _____

Passed this _____ day of _____, 2016.

ATTESTS:

Stacey Boumis, Clerk of Council

D. Greg Scott, Mayor

Louise Crabtree, Council President Pro Tem

APPROVED AS TO FORM

Stephen J. Smith, Esq., Law Director

CERTIFICATION OF PUBLICATION

Pursuant to the Village Charter, I, Stacey E. Boumis, Clerk of Council of the Village of Obetz, Ohio, do hereby certify that Ordinance _____ was duly posted at _____ (time) on the _____ day of _____, 2016, at the Obetz Government Center, as well as on the Obetz website.

Stacey Boumis, Clerk

Date