

VILLAGE OF OBETZ  
RECORD OF ORDINANCES

ORDINANCE: 57 – 17

PASSED: October 23, 2017

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO REALLOCATE A PROPOSED PAYMENT ON A CONTRACT WITH KEYBANK NATIONAL ASSOCIATION, AND DECLARING AN EMERGENCY**

**WHEREAS**, KeyBank National Association, operating as KeyBanc Capital Markets, provided underwriting services which included payment of other costs of issuance, to the Village of Obetz; and

**WHEREAS**, after these services were rendered, the Village received an invoice 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 a certificate 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 in accordance with Auditor of State Bulletin 2014-01;

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

Section 1. Village Council hereby acknowledges receipt of a "then and now certificate" from the Director of Finance, and authorizes and directs the Director of Finance to reallocate the payment not to exceed the amount of \$15,800.00 to KeyBank National Association.

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.

Passed this 23 day of October, 2017.

**ATTESTS:**

Stacey Boumis  
Stacey Boumis, Clerk of Council

D. Greg Scott  
D. Greg Scott, Mayor

Bonnie Wiley  
Bonnie Wiley, Council President Pro Tem

**APPROVED AS TO FORM**

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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 57-17 was duly posted at 4:00 PM (time) on the 24 day of October, 2017, at the Obetz Government Center, Obetz Community Center, and Obetz Athletic Club, as well as on the Obetz website.



Stacey Boumis  
Stacey Boumis, Clerk

10/24/17  
Date