

VILLAGE OF OBETZ
RECORD OF ORDINANCES



ORDINANCE: 49 – 20

PASSED: October 13, 2020

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO EXPEND FUNDS TO SETTLE A CLAIM BY ROTISHA JAMES, AND DECLARING AN EMERGENCY

WHEREAS, on September 11, 2020, a rock was accidentally thrown from a mower while the Village of Obetz was mowing along Alum Creek Drive; and,

WHEREAS, the damages incurred by Rotisha James as a result of the accident is \$3652.43; and,

WHEREAS, the Ohio Supreme Court recognizes the authority of a municipality to enact legislation for the payment of a claim which is unenforceable by law against it but which principles of justice and equity constitute a moral obligation of the municipality; and,

WHEREAS, the Village of Obetz recognizes its moral obligation to reimburse Rotisha James for the damage done to her vehicle.

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

Section 1. The Fiscal Officer is hereby authorized and directed to pay Fine Line Auto Body the sum of \$3652.43.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Obetz which resulted in formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety of the Village and for the further reason that the Village must resolve this claim as soon as possible to avoid additional and unnecessary costs, expenses, and fees; WHEREFORE, this Ordinance shall take effect and be in force from and after its passage.

Passed this 13 day of October, 2020.

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ATTESTS:

Stacey Boumis
Stacey Boumis, Clerk of Council

Angela M. Kirk
Angela M. Kirk, Mayor

Michael Flaherty
Michael Flaherty, Council Pres. Pro-Tem

APPROVED AS TO FORM

Eugene Hollins
Eugene Hollins, 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 49-20 was duly posted at 2:15 PM (time) on the 14 day of October, 2020, at the Obetz Government Center, as well as on the Obetz website.

Stacey Boumis
Stacey Boumis, Clerk

10/14/20
Date

