

ORDINANCE: 58 – 20

PASSED: _____

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE PAYMENT ON A CONTRACT WITH TOOLE & ASSOCIATES, AND DECLARING AN EMERGENCY

WHEREAS, Toole & Associates provide building permit review and inspection services to the Village of Obetz; and,

WHEREAS, the Village contractually owes fees for which a purchase order or a blanket certificate, with prior certification of availability of funds by the Village Director of Finance attached, had been obtained but for an insufficient amount; 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;

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 for the amount of \$4,029.87 and authorizes and directs the Director of Finance to draw a warrant in the amount of \$36,014.31 payable to Toole & Associates.

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 9th day of November, 2020.

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ATTESTS:

Stacey Boumis, Clerk of Council

Angela M. Kirk, Mayor

Michael Flaherty, Council Pres. Pro-Tem

APPROVED AS TO FORM

Gene Hollins, Esq., Director of Law

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 _____, 2020, at the Obetz Government Center, ~~Obetz Athletic Club, and Obetz Community Center~~, and on the Obetz website.

Stacey Boumis, Clerk

Date