

VILLAGE OF OBETZ
RECORD OF ORDINANCES



ORDINANCE: 02 – 21

PASSED: February 8, 2021

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO EXPEND FUNDS TO PAY A MORAL OBLIGATION CLAIM, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Obetz provides certain life insurance benefits to its employees and further offers employees the opportunity to obtain additional coverage; and,

WHEREAS, prior to his untimely passing, Kevin Hall applied for additional life insurance coverage and paid required premiums therefor, which were accepted by the life insurance provider; and,

WHEREAS, the life insurance provider nonetheless denied additional coverage to Kevin Hall's beneficiaries and has subsequently settled a claim with the Hall family, but the amount of the settlement was \$50,000 less than the full value of the policy; 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 provide the beneficiaries of Kevin Hall with the full amount of life insurance coverage for which he applied and paid premiums;

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 the beneficiary(ies) of the Kevin Hall life insurance policy the sum of \$50,000.

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 decisionmaking 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 8 day of February, 2021.

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ATTESTS:

Stacey Boumis
Stacey Boumis, Clerk of Council

Angela M. Kirk
Angela M. Kirk, Mayor

[Signature]
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 02 - 21 was duly posted at 11:00 AM (time) on the 11 day of February, 2021, at the Obetz Government Center, ~~Obetz Community Center, and Obetz Athletic Club~~ (closed due to pandemic) as well as on the Obetz website.

Stacey Boumis
Stacey Boumis, Clerk

2/11/21
Date

