

CITY OF OBETZ  
RECORD OF ORDINANCES



ORDINANCE: 24 – 22

PASSED: April 11, 2022

**AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE PAYMENT ON A CONTRACT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE INCORPORATED AND DECLARING AN EMERGENCY**

**WHEREAS**, Environmental Systems Research Institute Incorporated provides subscription software; and,

**WHEREAS**, after these services were rendered, the City received an invoice for which a purchase order, with a prior certification of availability of funds by the Director of Finance attached, had not been obtained; 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 City 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 City Council's receipt of the certificate from the Director of Finance; and,

**WHEREAS**, the City Council desires to satisfy the obligations of the contract;

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

Section 1. City Council hereby acknowledges receipt of a "then and now certificate" from the Director of Finance and authorizes and directs the Director of Finance to make payment not to exceed the amount of \$25,000 to Environmental Systems Research Institute Incorporated.

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.



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PASSED: April 11, 2022

Passed this 11 day of April, 2022.

ATTESTS:

Stacey Boumis  
Stacey Boumis, Clerk of Council

Angela M. Kirk  
Angela M. Kirk, Mayor

Michael Flaherty  
Michael Flaherty, Council President Pro-Tem

APPROVED AS TO FORM

Eugene Hollins  
Eugene Hollins, Esq., Law Director

CERTIFICATION OF PUBLICATION

Pursuant to the City Charter, I, Stacey E. Boumis, Clerk of Council of the City of Obetz, Ohio, do hereby certify that Ordinance 24-22 was duly posted at 10:30 AM (time) on the 12 day of April, 2022, at the Obetz Government Center, Obetz-Athletic Club, and Obetz Community Center as well as on the Obetz website.



Stacey Boumis  
Stacey Boumis, Clerk

4/12/22  
Date