



VILLAGE OF EVENDALE ADOPTED ORDINANCES AND RESOLUTIONS

The following ordinances and resolutions were adopted by the Council of the Village of Evendale at its Regular Council Meeting on December 2 and 10, 2019.

RES. # 19-07

RESOLUTION CONFIRMING ELECTION BY MAJORITY VOTE OF VICE MAYOR AND PRESIDENT OF COUNCIL AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #19-86

ORDINANCE AUTHORIZING MAYOR TO HIRE SAM ASHBROCK AS A GENERAL LABORER/EQUIPMENT OPERATOR IN THE SERVICE DEPARTMENT AND DECLARING AN EMERGENCY. Unanimously approved

ORD. # 19-82

ORDINANCE MAKING ANNUAL APPROPRIATIONS FOR CURRENT EXPENSES AND FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020 AND DECLARING AN EMERGENCY. Approved

ORD. # 19-83

ORDINANCE AUTHORIZING MAYOR TO SET 2020 PART-TIME EMPLOYEE PAY RATES AND DECLARING AN EMERGENCY. Approved

ORD. #19-84

ORDINANCE MAKING APPOINTMENTS TO THE TAX REVIEW BOARD FOR THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #19-85

ORDINANCE MAKING APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS IN VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. Unanimously approved

ORD. # 19-87

AN ORDINANCE ADOPTING THE 2019 S-7 SUPPLEMENT TO THE EVENDALE VILLAGE CODE OF ORDINANCES INCLUDING ORDINANCES ADOPTED THROUGH SEPTEMBER 12, 2019 AND STATE LEGISLATION ADOPTED THROUGH JUNE 30, 2019, AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #19-88

AN ORDINANCE AUTHORIZING THE MAYOR TO HIRE KARA TYLER AS PART-TIME BUILDING ATTENDANT IN THE RECREATION DEPARTMENT AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #19-89

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE BOARD OF COMMISSIONERS OF HAMILTON COUNTY TO PROVIDE FOR PARTICIPATION IN THE COUNTY'S INTERNET SURPLUS AUCTION PROCESS AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #19-90

AN ORDINANCE AUTHORIZING THE APPOINTMENTS OF PATRICK QUINN AND RALPH TERBRUEGGEN AS ARCHITECTURAL REVIEW STAFF FOR THE PLANNING COMMISSION OF THE VILLAGE OF EVENDALE AND AUTHORIZING THE MAYOR TO CONTRACT FOR THEIR SERVICES AND DECLARING AN EMERGENCY. Unanimously approved

ORD. # 19-91

ORDINANCE AUTHORIZING THE MAYOR OF THE VILLAGE OF EVENDALE TO EXECUTE AN ELECTRIC SERVICE AGREEMENT WITH DYNEGY ENERGY SERVICES (EAST), AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #19-92

AN ORDINANCE AUTHORIZING THE PAYMENT OF AMOUNTS DUE UPON CERTAIN CONTRACTS REQUIRING CERTIFICATION OF AVAILABILITY OF FUNDS AND DECLARING AN EMERGENCY. Unanimously approved

RES. # 19-08

A RESOLUTION APPOINTING SPECIALISTS IN THE FIRE, POLICE AND SERVICE DEPARTMENTS FOR 2020 AND DECLARING AN EMERGENCY. Unanimously approved

**VILLAGE OF EVENDALE
RESOLUTION #19-07**

**RESOLUTION CONFIRMING ELECTION BY
MAJORITY VOTE OF VICE MAYOR AND
PRESIDENT OF COUNCIL AND
DECLARING AN EMERGENCY**

WHEREAS, the Charter of the Village of Evendale requires that on December 1 or December 2, if December 1st falls on a Sunday, following a general election the council organize itself by electing a Vice Mayor and President of Council.

BE IT THEREFORE RESOLVED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring that:

SECTION 1: Jeff Albrinck was elected Vice Mayor of the Village of Evendale by majority vote for the two year period beginning December 1, 2019.

SECTION 2: William Puthoff was elected President of Council of the Village of Evendale by Majority vote for the two year period beginning December 1, 2019.

SECTION 3: This resolution is declared to be an emergency by a concurrence of ---- members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the public welfare and daily operation of all departments of the Village of Evendale require confirmation of the selection of a Vice Mayor and President of Council. This resolution shall be effective upon passage.

Approved December 2, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 2, 2019

Rules Suspended: December 2, 2019_

2nd and 3rd Reading: December 2, 2019

Emergency Section Agreed to: December 2, 2019

Notice of Publication: Tri- County Press, December 18, 2019

VILLAGE OF EVENDALE, OHIO
ORDINANCE #19-86

**ORDINANCE AUTHORIZING MAYOR TO HIRE SAM ASHBROCK
AS A GENERAL LABORER/EQUIPMENT OPERATOR IN THE
SERVICE DEPARTMENT AND DECLARING AN EMERGENCY**

WHEREAS, the Council of the Village of Evendale has determined the necessity to hire a new employee as a general laborer/equipment operator in the Service Department; and

WHEREAS, the Mayor has submitted the name of Sam Ashbrock to fill that position and has fully complied with Chapter 258 of the Codified Ordinances of the Village of Evendale and has recommended that Village Council authorize the hiring of Mr. Ashbrock, whose employment is authorized by this ordinance; now, therefore,

BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:

SECTION 1: Mr. Sam Ashbrock is hereby employed by the Village of Evendale as a General Laborer/Equipment Operator in the Service Department. His starting pay rate shall be \$25.86 per hour (Step 2) and his start date is hereby established as December 2, 2019. As a new employee, Mr. Ashbrock's employment shall be subject to and conditioned upon compliance with the medical examination requirements of Section 258.032 and the post offer drug screen testing mandated by Section 258.141 of the Evendale Code.

SECTION 2: This ordinance is declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect so that Mr. Ashbrock can begin work as soon as possible and fulfill the immediate needs of the Service Department for additional help, thereby providing much needed service to the Village of Evendale and its citizens. Therefore, this ordinance shall become effective immediately.

Approved December 2, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 2, 2019

Rules Suspended: December 2, 2019

2nd and 3rd Reading: December 2, 2019

Emergency Section Agreed to: December 2, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE
ORDINANCE # 19-82**

**ORDINANCE MAKING ANNUAL APPROPRIATIONS FOR
CURRENT EXPENSES AND FOR THE FISCAL YEAR
ENDING DECEMBER 31, 2019 AND DECLARING AN EMERGENCY**

WHEREAS, it is necessary to make an appropriation for current expenses and for the fiscal year ending December 31, 2020

BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring that:

SECTION 1: The purpose of the ordinance is to provide for current expenses and other expenditures of the Village of Evendale during the fiscal year ending December 31, 2020

SECTION 2: The following sums are appropriated from the unappropriated General Fund to the following objects:

| | | |
|-------------------------------------------|------------------------------|---------------------|
| Police 101 | | |
| 210-219 | Salaries and Fringe Benefits | \$ 3,389,375.00 |
| 220-229 | Travel and Mileage | 9,000.00 |
| 230-239 | Contractual Services | 206,300.00 |
| 240-249 | Operations and Maintenance | 47,500.00 |
| 250-259 | Capital Items | 61,500.00 |
| Total Police | | 3,713,675.00 |
| Fire 102 | | |
| 210-219 | Salaries and Fringe Benefits | \$ 3,734,990.00 |
| 220-229 | Travel and Mileage | 7,500.00 |
| 230-239 | Contractual Services | 166,000.00 |
| 240-249 | Operations and Maintenance | 69,250.00 |
| 250-259 | Capital Items | 104,500.00 |
| Total Fire | | 4,082,240.00 |
| Recreation 301/Pool 304 | | |
| 210-219 | Salaries and Fringe Benefits | \$ 1,147,125.00 |
| 220-229 | Travel and Mileage | 4,700.00 |
| 230-239 | Contractual Services | 500,074.00 |
| 240-249 | Operations and Maintenance | 291,200.00 |
| 250-259 | Capital Items | 160,000.00 |
| 270-279 | Refunds | 2,000.00 |
| Total Recreation and Swimming Pool | | 2,105,099.00 |
| Community Environment 499 | | |
| 210-219 | Salaries and Fringe Benefits | \$86,550.00 |
| 220-229 | Travel and Mileage | \$250.00 |
| 230-239 | Contractual Services | 183,880.00 |
| 240-249 | Operations and Maintenance | 13,650.00 |
| 270-279 | Other | 75,000.00 |
| Total Community Environment | | 359,330.00 |
| Basic Utilities Service 500 | | |
| 230-239 | Contractual Services | \$793,750.00 |
| Total Basic Utilities Services | | 793,750.00 |
| Mayor and Administration 701 | | |
| 210-219 | Salaries and Fringe Benefits | \$818,410.00 |
| 220-229 | Travel and Mileage | 5,000.00 |
| 230-239 | Contractual Services | 681,300.00 |
| 240-249 | Operations and Maintenance | 256,630.00 |
| 270-279 | Contingency and Other | 55,000.00 |
| Total Mayor and Administration | | 1,816,340.00 |

| | | |
|--------------------------|------------------------------|------------------|
| Legislative 702 | | |
| 210-219 | Salaries and Fringe Benefits | \$61,300.00 |
| 220-229 | Travel and Mileage | 1,500.00 |
| 230-239 | Contractual Services | 1,500.00 |
| Total Legislative | | 64,300.00 |

| | | |
|----------------------------|------------------------------|------------------|
| Mayor’s Court 703 | | |
| 210-219 | Salaries and Fringe Benefits | \$29,200.00 |
| 230-239 | Contractual Services | 16,100.00 |
| 240-249 | Operations and Maintenance | 1,000.00 |
| Total Mayor’s Court | | 46,300.00 |

| | | |
|-------------------------------|------------------------------|------------------|
| Clerk of Council 704 | | |
| 210-219 | Salaries and Fringe Benefits | \$41,350.00 |
| 230-239 | Contractual Services | 5,625.00 |
| 240-249 | Operations and Maintenance | 14,000.00 |
| Total Clerk of Council | | 60,975.00 |

| | | |
|-----------------------------------|------------------------------|-------------------|
| Building Maintenance 705 | | |
| 210-219 | Salaries and Fringe Benefits | \$256,705.00 |
| 220-229 | Travel and Mileage | 200.00 |
| 230-239 | Contractual Services | 370,000.00 |
| 240-249 | Operations and Maintenance | 128,000.00 |
| 250-259 | Capital Items | 170,000.00 |
| Total Building Maintenance | | 924,905.00 |

| | | |
|-------------------------------|----------------------|------------------|
| Village Engineer 706 | | |
| 230-239 | Contractual Services | \$25,000.00 |
| Total Village Engineer | | 25,000.00 |

| | | |
|---------------------------|------------------------------|-------------------|
| Earnings Tax 750 | | |
| 210-219 | Salaries and Fringe Benefits | \$115,700.00 |
| 220-229 | Travel and Mileage | 300.00 |
| 230-239 | Contractual Services | 6,400.00 |
| 240-249 | Operations and Maintenance | 8,400.00 |
| 270-279 | Refunds | 375,000.00 |
| Total Earnings Tax | | 505,800.00 |

| | | |
|----------------------------|----------------------|---------------------|
| Miscellaneous 799 | | |
| 230-239 | Contractual Services | \$100,000.00 |
| 270-279 | Contingencies | 300,000.00 |
| 999-999 | Transfer Out | 1,341,000.00 |
| Total Miscellaneous | | 1,741,000.00 |

| | |
|---------------------------|------------------------|
| TOTAL GENERAL FUND | \$16,237,984.00 |
|---------------------------|------------------------|

SECTION 3: The following sums are appropriated from the unappropriated Street Construction Repair and Maintenance Fund to the following objects:

| | | |
|--------------------------------------------------------------|------------------------------|---------------------|
| 210-219 | Salaries and Fringe Benefits | \$1,085,730.00 |
| 220-229 | Travel and Mileage | 1,200.00 |
| 230-239 | Contractual Services | 230,000.00 |
| 240-249 | Operations and Maintenance | 140,500.00 |
| Total Street Construction Repair and Maintenance Fund | | 1,457,430.00 |

SECTION 4: The following sums are appropriated from the unappropriated State Highway Improvement Fund to the following objects:

| | | |
|---------------------------------------------|----------------------------|-------------------|
| 240-249 | Operations and Maintenance | \$95,000.00 |
| 250-259 | Capital Items | 15,000.00 |
| Total State Highway Improvement Fund | | 110,000.00 |

SECTION 5: The following sums are appropriated from the unappropriated Court Computer Fund to the following objects:

| | | |
|----------------------------------|----------------------------|-----------------|
| 240-249 | Operations and Maintenance | 4,500.00 |
| Total Court Computer Fund | | 4,500.00 |

SECTION 6: The following sums are appropriated from the unappropriated Phi Lambda Pi Fund to the following objects:

| | | |
|---------------------------------|----------------------------|------------------|
| 240-249 | Operations and Maintenance | \$55,500.00 |
| Total Phi Lambda Pi Fund | | 55,500.00 |

SECTION 7: The following sums are appropriated from the unappropriated Gorman Heritage Farm Fund to the following objects:

| | | |
|----------------------------------------|----------------------------|-------------------|
| 230-239 | Contractual Services | \$350,000.00 |
| 240-249 | Operations and Maintenance | 1,000.00 |
| 250-259 | Capital Items | 65,000.00 |
| Total Gorman Heritage Farm Fund | | 416,000.00 |

SECTION 8: The following sums are appropriated from the unappropriated Fire Services Fund to the following objects:

| | | |
|---------------------------------|---------------|-------------------|
| 290-299 | Transfers Out | \$100,000.00 |
| Total Fire Services Fund | | 100,000.00 |

SECTION 9: The following sums are appropriated from the unappropriated Griffin Family Nature Preserve Fund to the following objects:

| | | |
|--------------------------------------------------|----------------------------|------------------|
| 240-249 | Operations and Maintenance | \$10,000.00 |
| Total Griffin Family Nature Preserve Fund | | 10,000.00 |

SECTION 10: The following sums are appropriated from the unappropriated Municipal Motor Vehicle Registration Fund to the following objects:

| | | |
|--------------------------------------------------------|------------------------|------------------|
| 250-259 | Capital Items | \$30,000.00 |
| 260-269 | Signs, Markers, Lights | 20,000.00 |
| Total Municipal Motor Vehicle Registration Fund | | 50,000.00 |

SECTION 11: The following sums are appropriated from the unappropriated Capital Improvement Fund to the following objects:

| | | |
|---------------------------------------|---------------|------------------|
| 250-259 | Capital Items | \$80,000.00 |
| Total Capital Improvement Fund | | 80,000.00 |

SECTION 12: The following sums are appropriated from the unappropriated Evendale Commons Public Improvement Fund to the following objects:

| | | |
|-------------------------------------------------------|----------------------------|-------------------|
| 240-249 | Operations and Maintenance | \$56,000.00 |
| 260-269 | TIF Payment to Princeton | 200,000.00 |
| 260-269 | Debt Service | 360,700.00 |
| Total Evendale Commons Public Improvement Fund | | 616,700.00 |

SECTION 13: The following sums are appropriated from the unappropriated Aerohub Public Improvement Fund to the following objects:

| | | |
|----------------------------------------------|----------------------------|------------------|
| 240-249 | Operations and Maintenance | \$10,000.00 |
| 260-269 | TIF Payment to Princeton | 9,000.00 |
| Total Aerohub Public Improvement Fund | | 19,000.00 |

SECTION 14: The Chief Fiscal and Accounting Officer is hereby authorized to draw warrants on the Village Treasury for payments from any of the foregoing appropriations upon receiving proper certificates and vouchers therefore, or any ordinance or resolution of Council to make the expenditure; provided that no warrants shall be drawn or paid for salaries or wages except to persons employed by authority of and in accordance with law, or ordinance.

SECTION 15: The funds appropriated for capital items pursuant to this ordinance shall be paid in accordance with the **Capital Items Schedule attached** hereto and incorporated by reference herein. The following items are authorized to be purchased on the State Bid List: Police: Cruiser and related equipment \$44,000 and tasers \$9,000; Fire –Station alerting system \$94,500; Recreation: Playground surface and swing set \$160,000.

SECTION 16: The funds appropriated for salaries pursuant to this ordinance shall be paid in accordance with the **Salary Schedule and the 2020 Part Time Pay Schedule attached** hereto and incorporated by reference herein.

SECTION 17: This ordinance is declared to be an emergency measure by a concurrence of six members of Council, being necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being the legal need to promptly forward the 2020 Appropriation Ordinance to Hamilton County authorities and shall therefore take effect and be in force immediately from and upon passage.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019
Rules Suspended: December 10, 2019_
2nd and 3rd Reading: December 10, 2019
Emergency Section Agreed to: December 10, 2019
Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE, OHIO
ORDINANCE # 19-83**

**ORDINANCE AUTHORIZING MAYOR
TO SET 2020 PART-TIME EMPLOYEE PAY RATES
AND DECLARING AN EMERGENCY**

WHEREAS, the Council of the Village of Evendale has enacted Chapter 258 of the Codified Ordinances of the Village of Evendale requiring authorization by Council for the Mayor to hire time employees; and,

WHEREAS, the Mayor has submitted a list of part-time employees who may be employed or reemployed for the next year ending December 31, 2020.

WHEREAS, the Mayor has fully complied with Chapter 258 of the Codified Ordinances of Evendale and recommended that Council authorize the hiring of the individuals specified below for part-time positions for which employment is authorized by this ordinance.

BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, five members concurring that:

SECTION 1: The following persons as listed on the attached “Additional Part time Employees” 2020 Part Time Pay Schedule may be employed during the year ending December 31, 2020, by the Mayor of the Village of Evendale as part-time employees at the hourly rate established therein.

SECTION 2: This ordinance is declared to be an emergency by a concurrence of five members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the public welfare requires that the Mayor have authority to employ or reemploy the persons set out above as necessary when the New Year begins. This ordinance shall be effective upon passage.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019_

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE
ORDINANCE #19-84**

**ORDINANCE MAKING APPOINTMENTS TO THE TAX REVIEW BOARD FOR THE
VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY**

WHEREAS, Chapter 891 of the Evendale Municipal Code requires that a three-person tax review board for the Village of Evendale be in place;

WHEREAS, Pursuant to that Chapter the Mayor has exercised his authority to appoint one of the members of that board and has named Sanford (Sandy) Werner to serve in that position, as he has for many years;

WHEREAS, Council of the Village of Evendale has determined that the two other incumbents of the Board of Review, David Gross and Richard Shaffer, should both also be reappointed,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, -- MEMBERS CONCURRING THAT:

SECTION 1: The following individuals are appointed to the Tax Review Board for the term set out opposite their name:

| <u>Tax Board of Review</u> | <u>Term Ends</u> |
|-----------------------------------|-------------------------|
| David Gross | 12/31/2021 |
| Richard Shaffer | 12/31/2021 |

SECTION 2: This ordinance is declared to be an emergency measure by a concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health, or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the daily operation of the Tax Review Board requires a full complement of members in the event that it is necessary for the board to conduct appropriate tax reviews. Therefore this ordinance shall be effective upon passage.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019_

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE
ORDINANCE #19-85**

**ORDINANCE MAKING APPOINTMENTS TO
VARIOUS BOARDS AND COMMISSIONS IN VILLAGE OF EVENDALE
AND DECLARING AN EMERGENCY**

WHEREAS, there are vacancies on numerous boards and commissions within the Village of Evendale; and,

WHEREAS, the Mayor has recommended various qualified individuals to serve on those boards and commissions.

BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO six members concurring that:

SECTION 1: The following individuals are appointed to fill vacancies on the board or commission for the term set out opposite their name:

| | <u>Term Ends</u> |
|------------------------------------|-------------------------|
| PLANNING COMMISSION | |
| Janelle Moore | 12/31/2023 |
| RECREATION COMMISSION | |
| Wanda Walker-Smith | 12/31/2021 |
| ZONING BOARD OF APPEALS | |
| Tom Shanks | 12/31/2023 |
| CULTURAL ARTS CENTER | |
| Alyssa Hayes | 12/31/2021 |
| Laura Ghory | 12/31/2021 |
| Amy McKnight | 12/31/2021 |
| COMMUNITY IMPROVEMENT CORP. | |
| Al Pearlman | 12/31/2023 |
| Hugh McKinnon | 12/31/2023 |

SECTION 2: This ordinance is declared to be an emergency by a concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the daily operation of the boards and commissions listed above requires full membership to properly operate. This ordinance shall be effective upon passage.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019
Rules Suspended: December 10, 2019_
2nd and 3rd Reading: December 10, 2019
Emergency Section Agreed to: December 10, 2019
Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE, OHIO
ORDINANCE # 19-87**

**AN ORDINANCE ADOPTING THE 2019 S-7 SUPPLEMENT TO
THE EVENDALE VILLAGE CODE OF ORDINANCES
INCLUDING ORDINANCES ADOPTED THROUGH SEPTEMBER
12, 2019 AND STATE LEGISLATION ADOPTED THROUGH
JUNE 30, 2019, AND DECLARING AN EMERGENCY.**

WHEREAS, From time to time it is necessary to adopt and incorporate into the Village of Evendale Code of Ordinances supplements to the Code incorporating recently adopted ordinances, and statutes; and

WHEREAS, American Legal Publishing publishes the Village of Evendale Code of Ordinances and has prepared and recommended such a supplement to be incorporated into the Code of Ordinances;

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Evendale, State of Ohio, six members concurring, that:

SECTION I. The 2019 S-7 Supplement to the Evendale Code of Ordinances containing local legislation passed through September 12, 2019 and state legislation current through June 30, 2019 as prepared by American Legal Publishing Corporation is hereby adopted and incorporated into the Village of Evendale Code of Ordinances. A complete text of said Supplement is on file with the Clerk of Council and available for public inspection or purchase. The Clerk is instructed to insert such a supplement into the official copy of the Evendale Code of Ordinances maintained in the village offices.

SECTION II. This Ordinance is hereby declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public health, safety, and general welfare of the Village of Evendale, or to provide for the daily operations of a department or office of the Village of Evendale. The reason for said emergency is the necessity to provide for an updated Code of Ordinances at the earliest possible date. Therefore, this Ordinance shall become effective immediately.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019_

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #19-88**

AN ORDINANCE AUTHORIZING THE MAYOR TO HIRE KARA TYLER AS PART-TIME BUILDING ATTENDANT IN THE RECREATION DEPARTMENT AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the Village of Evendale has enacted Chapter 258 of the Codified Ordinances of the Village of Evendale, governing Employees Generally including the hiring of employees; and

WHEREAS, the Mayor has recommended the hiring of Kara Tyler as a part-time Building Attendant in the Recreation Department; and

WHEREAS, The Mayor and administration have fully complied with the hiring requirements of Chapter 258 of the Codified Ordinances of the Village of Evendale; now,

THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:

SECTION 1: The following individual may be employed, effective retroactively to November 27, 2019, by the Mayor of the Village of Evendale as a part-time Building Attendant in the Recreation Department at the hourly rate established below:

Kara Tyler: Hourly Pay: \$12.55

Kara Tyler already serves as a part-time Recreation Department custodian at the same hourly rate. Her combined hours will not reach full-time status.

SECTION 2: This ordinance is hereby declared to be an emergency measure by a concurrence of six members of the Village Council. The reason for said emergency is to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operations of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect in order to ensure that the Village Recreational Department has the staffing necessary to provide for and to perform its critical functions to the Village and its citizens. Therefore, this ordinance shall be effective immediately.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #19-89**

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A
CONTRACT WITH THE BOARD OF COMMISSIONERS OF
HAMILTON COUNTY TO PROVIDE FOR PARTICIPATION IN THE
COUNTY'S INTERNET SURPLUS AUCTION PROCESS AND
DECLARING AN EMERGENCY.**

WHEREAS, the Village of Evendale has previously entered into an Agreement with the Board of County Commissioners of Hamilton County allowing for the Village to participate in the County's Administrative Services Division's internet surplus auction process; and

WHEREAS, the current contract for such services expires December 31 of 2019; and

WHEREAS, the County has requested that Evendale enter into a new two year contract, a copy of which is attached hereto and incorporated by reference herein.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:

SECTION 1: The Mayor is hereby authorized to enter into a contract with the Board of Commissioners of Hamilton County substantially in the form attached hereto and incorporated by reference herein, in order to take part in Hamilton County's internet surplus auction process.

SECTION 2: This ordinance is hereby declared to be an emergency measure necessary to preserve the health, safety and general welfare of the Village of Evendale or to provide for the daily operations of a department or office of the Village of Evendale. The reason for said emergency is in order to insure that a new contract is in place for the internet auction services by the time the current contract expires. Therefore, this ordinance shall become effective immediately.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019_

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #19-90**

**AN ORDINANCE AUTHORIZING THE APPOINTMENTS OF
PATRICK QUINN AND RALPH TERBRUEGGEN AS
ARCHITECTURAL REVIEW STAFF FOR THE PLANNING
COMMISSION OF THE VILLAGE OF EVENDALE AND
AUTHORIZING THE MAYOR TO CONTRACT FOR THEIR
SERVICES AND DECLARING AN EMERGENCY**

- WHEREAS,** Patrick Quinn and Ralph Terbrueggen were separately appointed by Village Council to serve on the Village of Evendale Architectural Review Board; and
- WHEREAS,** The Architectural Review Board is no longer an official body of the Village of Evendale; and
- WHEREAS,** The Village desires to retain Patrick Quinn and Ralph Terbrueggen for their expertise in the fields of architecture and landscape architecture, respectively, to assist the Evendale Planning Commission in the execution of their duties; therefore

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:

- SECTION 1:** The appointment by the Mayor of Patrick Quinn and Ralph Terbrueggen as Architectural Review Staff for the Planning Commission of the Village of Evendale for a period beginning with the adoption of this ordinance and ending on December 31, 2021, is hereby concurred in by the Council of the Village of Evendale.
- SECTION 2:** Patrick Quinn and Ralph Terbrueggen shall each be compensated for their services as Architectural Review Staff for the Planning Commission of the Village of Evendale at the rate of \$200 per Planning Commission meeting they each attend.
- SECTION 3:** This ordinance is declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect in order to ensure that adequate architectural review services are available to the Planning Commission and to the Village of Evendale on an ongoing basis, such services being critical to the function of the Village and enforcement of the Evendale Zoning Code. This ordinance shall therefore take effect and be in force immediately from and upon its passage.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019_

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE, OHIO
ORDINANCE # 19-91**

**ORDINANCE AUTHORIZING THE MAYOR OF THE VILLAGE OF EVENDALE TO
EXECUTE AN ELECTRIC SERVICE AGREEMENT WITH DYNEGY ENERGY
SERVICES (EAST) AND DECLARING AN EMERGENCY**

WHEREAS, In December 2016, the Village of Evendale entered into an 36-month agreement, with Dynegy Energy Services (East), to provide electric billing rates for Village building and street light accounts; and,

WHEREAS, the current 36-month agreement expires at the end of December 2019; and,

WHEREAS, Dynegy has proposed a new agreement offering fixed electric rates lower than current rates for a period of 48 months; and,

WHEREAS, Evendale is desirous of entering into said agreement making the rates effective thru December 2023; now,

**BE IT THEREFORE ORDAINED BY THE COUNCIL OF THE VILLAGE OF
EVENDALE, STATE OF OHIO, six members concurring that:**

SECTION 1: The Mayor of the Village of Evendale is hereby authorized to execute the Agreement substantially in the form of the Agreement attached hereto and incorporated by reference herein, which Agreement is hereby approved by the Council of the Village of Evendale.

SECTION 2: This ordinance is hereby declared to be an emergency measure by concurrence of six members of the Village Council. The reason for said emergency is to preserve the public peace, order, safety, health or welfare of the Village of Evendale and/or to provide for the daily operations of a department or office of the Village of Evendale. The reason for said emergency is to secure for the Village the benefits of stabilized electrical rates, the current offer expires at the end of December 2019, which would be lost without this measure being adopted as an emergency.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #19-92**

AN ORDINANCE AUTHORIZING THE PAYMENT OF AMOUNTS DUE UPON CERTAIN CONTRACTS REQUIRING CERTIFICATION OF AVAILABILITY OF FUNDS AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code 5705.41(D)(1) provides that where contracts have not been previously certified for sufficient funds being available, Village Council may authorize the drawing of warrants to pay such contracts upon receipt of a certificate from the fiscal officer stating that there was at the time of the making of such contract or order 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 the process of collection to the credit of an appropriate fund free from any previous encumbrances, and

WHEREAS, Certain contracts enumerated below are now due and payable for which such a certificate has been provided by the Chief Fiscal and Accounting Officer;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:

SECTION I The Council of the Village of Evendale hereby approves and authorizes the payment of the following contracts for which the Chief Fiscal and Accounting Officer has provided a certificate that a sufficient sum has been appropriated for the purpose of each contract and is in the treasury or in the process of collection to the credit of the appropriate fund free from any previous encumbrances:

- 1) Geotechnology, Inc. - \$12,175.00 – Aerohub phase 2 Consulting

SECTION II This Ordinance is declared to be an emergency by a concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health and welfare of the Village or to provide for the daily operation of a department or office of the Village. The reason for said emergency is the need to approve this ordinance in the time required by the Ohio Revised Code and to ensure prompt payment to vendors. Therefore, this Ordinance shall be effective upon adoption.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019_

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019

**VILLAGE OF EVENDALE
ORDINANCE #19-93**

**ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN OPTION
AGREEMENT WITH LANDMARK BAPTIST TEMPLE, INC. AND
DECLARING AN EMERGENCY.**

- WHEREAS,** The Village of Evendale has assembled significant property for the purpose of creating a commercial development called AeroHub; and
- WHEREAS,** In November 2016, Evendale purchased 24+ acres from Landmark Baptist Temple, Inc. (Landmark) as authorized by Ordinance 16-75. The Purchase Agreement contains a “Right of First Refusal” clause providing Evendale an opportunity, should it arise, to purchase most of the balance of Landmark’s property, 102 +/- total acres.
- WHEREAS,** In September 2018, Evendale Council adopted Resolution 18-06, approving the AeroHub Master Plan. The Plan defines the mission, vision, purpose of AeroHub and includes site concepts showing future development options for the Landmark property
- WHEREAS,** AeroHub offers an opportunity to take advantage of the I-75 corridor, which includes General Electric and other related businesses, and provides for the improvement of Evendale’s industrial base creating jobs and economic development;
- WHEREAS,** Landmark wishes to retain some acreage in Evendale for the purpose of building a new church; and
- WHEREAS,** Transitioning from the existing “Right of First Refusal” to an Option agreement better positions Evendale to facilitate the AeroHub development while accommodating Landmark’s future financing and construction strategy for their new church; now,

THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, _____ members concurring, that:

SECTION 1: The Mayor is hereby authorized to execute the Option Agreement with Landmark Baptist Temple, Inc. substantially in the form of the Agreement attached hereto and incorporated by reference herein, which agreement is hereby approved.

SECTION 2: This Ordinance shall take effect and be enforced from the earliest date allowed by law.

Approved_____, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Solicitor

1st Reading: _____

Rules Suspended: _____

2nd and 3rd Reading: _____

Notice of Publication: _____

**VILLAGE OF EVENDALE, OHIO
RESOLUTION # 19-08**

**A RESOLUTION APPOINTING SPECIALISTS IN THE
FIRE, POLICE AND SERVICE DEPARTMENTS FOR 2020
AND DECLARING AN EMERGENCY**

- WHEREAS,** the Council of the Village of Evendale desires to maintain an efficient workforce; and,
- WHEREAS,** by past ordinances, Council of the Village of Evendale has established specialist positions within the Fire, Police and Service Departments and provided for certain additional compensation for each position; and
- WHEREAS,** the Council of the Village of Evendale believes that such practice has worked well in the past and desires to continue it; and

BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, six members concurring, that:

SECTION 1: Effective from January 1, 2020, until December 31, 2020, the following are appointed as designated specialists in the **Fire Department**:

- A. Department inspectors- Jennifer Vollmer, David Stark, Jaeson Hudnall and Josh Asbach.

SECTION 2: Effective from January 1, 2020, until December 31, 2020, the following are appointed as designated specialists in the **Police Department**:

- A. Crime Prevention Specialist, Spec Kevin Akers
- B. Patrol Operations- Rick Vonderhaar
- C. Traffic Specialist, Spec Steve Roach
- D. Firearms Specialist, Spec Joel Ward
- E. RCIC/LEADS Training and Compliance- Marc Terhar

Effective from January 1, 2020, until December 31, 2020, the following are appointed as designated specialist in the **Service Department**:

- A. Safety Specialist – Ralph Pommering
- B. Pesticide Specialist – Steve Knebel

SECTION 3: Each specialist appointed by this Resolution shall receive additional compensation in addition to the salary otherwise paid to them in the amount of \$750 per year, which shall be paid in one lump sum with the first full paid period in December of 2020.

SECTION 4: Persons appointed to specialists' positions designated in Sections 1 and 2 of this Resolution shall maintain their status in those positions until December 31, 2020, unless or until otherwise removed prior to that date by disciplinary action taken under personnel ordinances, or Village or Department rules and regulations.

SECTION 5: This Resolution is declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operations of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the current specialist appointments expire December 31, 2020, and the new specialists need to be in place at the time of that expiration. Therefore, this resolution shall be effective upon passage.

Approved December 10, 2019

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: December 10, 2019

Rules Suspended: December 10, 2019_

2nd and 3rd Reading: December 10, 2019

Emergency Section Agreed to: December 10, 2019

Notice of Publication: Tri- County Press, December 18, 2019