



## VILLAGE OF EVENDALE ADOPTED ORDINANCES AND RESOLUTIONS

The following ordinances and resolutions were opted by the Council of the Village of Evendale at its Regular Council Meeting on July 14, 2020.

ORD #20-46

PROVIDING FOR THE ADOPTION OF POST-ISSUANCE COMPLIANCE POLICIES AND PROCEDURES FOR TAX EXEMPT OBLIGATIONS AND CONTINUING DISCLOSURE OBLIGATIONS. Unanimously approved

ORD. #20-47

AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE BUILDING MAINTANANCE OVERTIME ACCOUNT AND DECLARING AN EMERGENCY. Unanimously approved

ORD #20-48

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

ORD #20-49

ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE CITY OF SPRINGDALE TO PROVIDE JAIL SPACE AND DECLARING AN EMERGENCY. Unanimously approved

ORD #20-50

ORDINANCE APPROVING THE 2021 TAX BUDGET OF THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. Unanimously approved

ORD #20-51

AN ORDINANCE APPROVING AN ADDITIONAL APPROPRIATION IN THE GORMAN FARM FUND FOR CAPITAL PURCHASES AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #20-52

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A SECOND AMENDMENT TO THE REAL ESTATE PURCHASE CONTRACT WITH BRAKEFIRE, INC. (DBA SILCO FIRE & SECURITY) AND DECLARING AN EMERGENCY. Approved

ORD #20-53

ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH BAYER BECKER FOR PROFESSIONAL SERVICES AND DECLARING AN EMERGENCY. Unanimously approved

RES # 20-04

Resolution Regarding the Coronavirus Aid, Relief and Economic Security Act and Compliance with Ohio HB 481. Unanimously approved

RES. #20-05

RESOLUTION AUTHORIZING THE MAYOR TO SIGN A PETITION FOR SEWER SERVICE ON MOHLER ROAD. Unanimously approved

**VILLAGE OF EVENDALE, OHIO**  
**ORDINANCE #20-46**

**PROVIDING FOR THE ADOPTION OF POST-  
ISSUANCE COMPLIANCE POLICIES AND  
PROCEDURES FOR TAX EXEMPT OBLIGATIONS  
AND CONTINUING DISCLOSURE OBLIGATIONS**

WHEREAS, the Village of Evendale, Ohio (herein called the “Village”), a municipality created and existing under the laws of the State of Ohio, is authorized and has from time to time issued obligations (the “Obligations”), in accordance with the provisions of the Ohio Revised Code, to fund the cost of various capital projects and improvements; and

WHEREAS, certain Obligations receive favorable tax treatment pursuant to the provisions of the Internal Revenue Code of 1986, as amended, and the Regulations promulgated thereunder (together, the “Rules”); and

WHEREAS, the Village wishes to comply with all applicable Rules to maintain such favorable tax treatment of all of such outstanding and future Obligations; and

WHEREAS, certain Obligations are subject to certain primary and secondary disclosure requirements set forth in Securities and Exchange Commission Rule 15c2-12 (“15c2-12”); and

NOW, THEREFORE, the Village Council (the “Council”) of the Village of Evendale, County of Hamilton Ohio, hereby resolves:

SECTION 1. The Council hereby adopts the following: Exhibit A Post-Issuance Compliance Policies and Procedures for Tax-Exempt Obligations and Exhibit B Post Issuance Continuing Disclosure Compliance Policies and Procedures.

SECTION 2. That upon adoption of the Post-Issuance Compliance Policies, the Chief Fiscal and Accounting Officer and the Director of Administrative Services are hereby authorized to take all actions necessary to adhere to the provisions set forth in such Post-Issuance Compliance Policies.

SECTION 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SECTION 4. That this ordinance shall take effect from and after the earliest date allowed by law.

Mr. Puthoff made the motion, Mr. Sextro seconded the motion and the roll being called upon the passage of the ordinance, the vote resulted as follows:

- Mr. Albrinck- yes
- Mr. Sextro- yes
- Mr. Puthoff- yes
- Ms. Smiley Robertson- yes
- Ms. McDaniel- yes
- Mr. Schaeffer- yes

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

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Village Law Director

- 1st Reading: July 14, 2020
- Rules Suspended: July 14, 2020
- 2nd and 3rd Reading: July 14, 2020
- Emergency Section Agreed to: July 14, 2020
- Notice of publication: Tri-County Press, July 22, 2020

**Exhibit A**

Post-Issuance Compliance Policies  
Tax-Exempt Obligations

**Exhibit B**

Continuing Disclosure Compliance Policies and Procedures

**VILLAGE OF EVENDALE, OHIO**  
**ORDINANCE #20-47**

**AN ORDINANCE APPROVING A TRANSFER FROM THE  
CONTINGENCY FUND TO THE BUILDING MAINTENANCE  
DEPARTMENT OVERTIME ACCOUNT AND DECLARING AN  
EMERGENCY**

- WHEREAS,** Pursuant to legislation properly adopted by the Council of the Village of Evendale, certain expenditures will take place that need to be appropriately reflected as an appropriation; and,
- WHEREAS,** Due to the pandemic, cleaning requirements were increased extensively throughout the Village creating overtime wages in excess of the planned budgeted amounts; and
- WHEREAS,** The Building Maintenance Department must have funds available to pay personnel overtime for the remainder of the year due to the continued uncertainty; and
- WHEREAS,** Funding is available in the contingency line item to supplement the funds necessary; now

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

**SECTION 1:** The following sum is transferred from the General Fund Contingency Fund account:

101.799.579900	\$10,000.00
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To the 705 Building Maintenance Department:

101.705.521120 Overtime	\$10,000.00
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**SECTION 2:** These appropriated funds are authorized to be available for future overtime pay.

**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 because the public welfare and daily operations of the Village require that line items within Fund budgets not exceed the appropriation amounts approved by Council and it is in the public interest to have available funding for overtime pay earned by Village personnel. This ordinance shall be effective upon passage.

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

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Village Clerk

Approved as to Form:

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Village Law Director

1st Reading: July 14, 2020

Rules Suspended: July 14, 2020

2nd and 3rd Reading: July 14, 2020

Emergency Section Agreed to: July 14, 2020

Notice of publication: Tri-County Press, July 22, 2020

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-48**

**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) Morton Salt – Road Salt - \$7,212.46
- 2) Compass Minerals America – Road Salt - \$5,640.34
- 3) Richards Electric – Replace street light - \$3,505.00
- 4) Cargill Inc. Deicing Tech – Road Salt - \$16,203.25

**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 July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1st Reading: July 14, 2020  
Rules Suspended: July 14, 2020  
2nd and 3rd Reading: July 14, 2020  
Emergency Section Agreed to: July 14, 2020  
Notice of publication: Tri-County Press, July 22, 2020



**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-49**

**ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH  
THE CITY OF SPRINGDALE TO PROVIDE JAIL SPACE AND DECLARING AN  
EMERGENCY**

**WHEREAS,** from time to time it is necessary for the Village of Evendale to have the use of short-term jail space; and

**WHEREAS,** the Village of Evendale has no jail space and must therefore arrange to obtain it elsewhere; and

**WHEREAS,** the City of Springdale is willing to provide limited use of its jail space to the Village of Evendale; now therefore

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

**SECTION 1:** The Mayor is hereby authorized to execute an agreement with the City of Springdale, substantially in the form of the agreement attached hereto, to provide short term jail space at a cost of \$85.00 dollars per day.

**SECTION 2:** This ordinance is 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 operation of a department or office of the Village of Evendale. The reason for said emergency is the immediate need for Evendale to have access to short-term jail space when necessary. Therefore this ordinance shall be effective immediately.

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1st Reading: July 14, 2020  
Rules Suspended: July 14, 2020  
2nd and 3rd Reading: July 14, 2020  
Emergency Section Agreed to: July 14, 2020  
Notice of publication: Tri-County Press, July 22, 2020

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-50**

**ORDINANCE APPROVING THE  
2021 TAX BUDGET OF THE VILLAGE OF EVENDALE  
AND DECLARING AN EMERGENCY**

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

**SECTION 1:** Following a public hearing, as required by law, the 2021 Tax Budget for the Village of Evendale, set out in full as **Exhibit 1** to this Ordinance, is hereby approved.

**SECTION 2:** The Chief Fiscal and Accounting Officer is authorized and directed to forward all necessary and appropriate copies of the 2021 Tax Budget to the Hamilton County Auditor.

**SECTION 3:** This ordinance is declared to be an emergency measure by a concurrence of six members of Council, it being found to be 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 of the legal requirement to promptly submit the 2021 tax budget to the Hamilton County Auditor and to enable the Village to properly plan its fiscal operations in the coming months. This ordinance shall therefore become effective upon passage.

Approved: July 14, 2020

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Mayor

Attest:

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Village Clerk

Approved as to Form:

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Director

Village Law

1st Reading: July 14, 2020  
Rules Suspended: July 14, 2020  
22<sup>nd</sup> and 3<sup>rd</sup> Reading: July 14, 2020  
Emergency Section Agreed to: July 14, 2020  
Notice of publication: Tri-County Press, July 22, 2020

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-51**

**AN ORDINANCE APPROVING AN ADDITIONAL  
APPROPRIATION IN THE GORMAN FARM FUND FOR  
CAPITAL PURCHASES AND DECLARING AN EMERGENCY**

- WHEREAS,** Pursuant to legislation properly adopted by the Council of the Village of Evendale, certain expenditures will take place that need to be appropriately reflected as appropriations; and
- WHEREAS,** Gorman Farm must replace a 70 year old septic system by the farm house: and
- WHEREAS,** Gorman Farm wishes to add bathrooms to the farmyard to enhance member experience while on the farm: and
- WHEREAS,** A new sewer line will run from the Winnebago entrance up to the farmyard: and
- WHEREAS,** Funds are available in the Gorman Farm fund; now, therefore,

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

**SECTION I** The following sums are appropriated from the unappropriated Gorman Farm Fund (210) to the following line:

210.499.525200 Capital Improvements	\$100,000.00
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**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 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 effect immediately because the public welfare and daily operations of the Village require that line items within special revenue fund budgets not exceed the appropriation amounts approved by Council and it is in the public interest for the Village to bring the Gorman Farm property up to code by replacing the antiquated septic system as soon as possible. This ordinance shall be effective upon passage.

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

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Village Clerk

Approved as to Form:

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Village Law Director

1st Reading: July 14, 2020  
Rules Suspended: July 14, 2020  
2nd and 3rd Reading: July 14, 2020  
Emergency Section Agreed to: July 14, 2020  
Notice of publication: Tri-County Press, July 22, 2020

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-52**

**AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A SECOND  
AMENDMENT TO THE REAL ESTATE PURCHASE CONTRACT WITH  
BRAKEFIRE, INC. (DBA SILCO FIRE & SECURITY) AND  
DECLARING AN EMERGENCY**

**WHEREAS,** the Village of Evendale has a Real Estate Purchase Contract to sell certain property to Brakefire, Inc. (DBA Silco Fire & Security);

**WHEREAS,** as described in the attached Second Amendment to the Real Estate Purchase Contract it has been deemed appropriate to amend the contract to incentivize architectural enhancements to the proposed new building.

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

**SECTION 1:** The Mayor is hereby authorized to execute on behalf of the Village of Evendale, a Second Amendment to the Real Purchase Agreement substantially in the form attached hereto.

**SECTION 2:** This ordinance is declared to be an emergency measure by a concurrence of five members of Council, it being found to be necessary to preserve the public peace, order, health, safety and 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 effect immediately so that the transaction can move forward and a new building constructed as soon as possible thereby enhancing the economic health of the Village. This Ordinance shall therefore become effective immediately.

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

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Village Clerk

Approved as to Form:

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Village Law Director

1st Reading: July 14, 2020  
Rules Suspended: July 14, 2020  
2nd and 3rd Reading: July 14, 2020  
Emergency Section Agreed to: July 14, 2020  
Notice of publication: Tri-County Press, July 22, 2020

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-53**

**ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH  
BAYER BECKER FOR PROFESSIONAL SERVICES AND DECLARING AN  
EMERGENCY**

**WHEREAS,** from time to time the Village of Evendale needs outside engineering and related professional services; and

**WHEREAS,** Such services are immediately required on the AeroHub project; and

**WHEREAS,** Bayer Becker has provided such services to the Village of Evendale in the past; and

**WHEREAS,** Bayer Becker has provided a contract which Village staff and the Mayor have recommended; 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 execute an agreement with Bayer Becker substantially in the form attached hereto and incorporated by reference herein.

**SECTION 2:** This ordinance is declared to be an emergency measure necessary to preserve the health, safety and general welfare of the Village of Evendale and to provide for the daily operation of a department or office of the Village of Evendale. The reason for said emergency is the immediate need to continue to have engineering and related services AeroHub. Therefore this ordinance shall be effective immediately.

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

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Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1st Reading: July 14, 2020  
Rules Suspended: July 14, 2020  
2nd and 3rd Reading: July 14, 2020  
Emergency Section Agreed to: July 14, 2020  
Notice of publication: Tri-County Press, July 22, 2020

**VILLAGE OF EVENDALE, OHIO  
RESOLUTION # 20-04**

**Resolution Regarding the Coronavirus Aid, Relief and Economic Security Act and  
Compliance with Ohio HB 481**

**WHEREAS**, the Coronavirus Aid, Relief, and Economic Security Act, 116 Public Law 136, (the CARES Act) was signed into law by the President of the United States on March 27, 2020; and

**WHEREAS**, the Ohio General Assembly established a process for distributing funds provided by the “Coronavirus Aid, Relief, and Economic Security Act” in House Bill 481 of the 133<sup>rd</sup> General Assembly (HB 481); and

**WHEREAS**, HB 481 requires subdivisions receiving funds under Section 1 of the act, to pass a resolution affirming that funds from the County Coronavirus Relief Distribution Fund may be expended only to cover costs of the subdivision consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 601(d), and any applicable regulations before receiving said funds; and

**WHEREAS**, The Village of Evendale is requesting its share of funds from the County Coronavirus Relief Distribution Fund.

**NOW THEREFORE**, be it resolved by the Village Council of the Village of Evendale affirms that all funds received from the County Coronavirus Relief Distribution Fund pursuant to H. B 481 be expended only to cover costs of the subdivision consistent with the requirements of section 5001 of the CARES Act as described in 42 U.S.C. 601(d), and any applicable regulations and guidance only to cover expenses that:

- (1) Are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- (2) Were not accounted for in the Village of Evendale’s most recently approved budget as of March 27, 2020; and
- (3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

**FURTHERMORE**, in compliance with H.B 481 be it resolved by the Village Council of the Village of Evendale that the Chief Fiscal and Accounting Officer take all necessary action to:

- (1) On or before October 15, 2020, pay any unencumbered balance of money in the Village of Evendale’s local coronavirus relief fund to the County Treasurer;
- (2) On or before December 28, 2020, pay the balance of any money in the Village of Evendale’s local coronavirus relief fund to the state treasury in the manner prescribed by the Director of the Ohio Office of Budget and Management; and
- (3) Provide any information related to any payments received under H.B 481 to the Director of the Ohio Office of Budget and Management as requested.

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

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Village Clerk

Approved as to Form:

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Village Law Director

1st Reading: July 14, 2020

Rules Suspended: July 14, 2020

2nd and 3rd Reading: July 14, 2020

Notice of publication: Tri-County Press, July 22, 2020

**VILLAGE OF EVENDALE  
RESOLUTION #20-05**

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN A PETITION FOR  
SEWER SERVICE ON MOHLER ROAD**

**WHEREAS,** residents on Mohler Road have initiated a Petition for sewer service in an area that includes property owned by the Village of Evendale; and

**WHEREAS,** Evendale is willing to cooperate in that effort in order to allow the process to move forward; and

**WHEREAS,** Evendale may, at a later date, act to designate its property as a greenspace conservation area and therefore not incur expenses for the sewer line if it is in fact built: now, therefore

**BE IT RESOLVED** by the Council of the Village of Evendale, State of Ohio, six members concurring, that:

**SECTION 1:** The Mayor is authorized to sign on behalf of the Village of Evendale, a Petition for sewer service on Mohler Road.

Approved July 14, 2020

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
Village Clerk

Approved as to Form:

\_\_\_\_\_  
Village Law Director

1st Reading: July 14, 2020  
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