



**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 January 10th, 2017.

ORD. #16-77

AN ORDINANCE PROHIBITING MEDICAL MARIJUANA CULTIVATORS, PROCESSORS AND RETAIL DISPENSORY ESTABLISHMENTS LICENSED UNDER OHIO REVISED CODE CHAPTER 3796 WITHIN THE VILLAGE OF EVENDALE.

Unanimously approved

ORD. #16-87

AN ORDINANCE APPROPRIATING FUNDS FOR THE I-75 PROJECT, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #16-88

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MAINTENANCE AGREEMENT FOR THE I-75 PROJECT, WITH THE OHIO DEPARTMENT OF TRANSPORTATION AND DECLARING AN EMERGENCY. Unanimously approved

ORD. # 17-01

ORDINANCE MAKING ANNUAL APPROPRIATIONS FOR CURRENT EXPENSES AND FOR THE FISCAL YEAR ENDING DECEMBER 31, 2017 AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #17-02

ORDINANCE APPROVING TRANSFERRING GENERAL FUNDS TO VARIOUS OTHER FUNDS, AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #17-04

ORDINANCE AUTHORIZING THE SALE OF THE EVENDALE FIRE DEPARTMENT'S 1991 SUTPHIN PUMPER ENGINE FIRE TRUCK TO THE VILLAGE OF LINCOLN HEIGHTS AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #17-05

ORDINANCE AMENDING THE TITLE OF ADMINISTRATIVE ASSISTANT TO DIRECTOR OF ADMINISTRATIVE SERVICES AND THE TITLE OF VILLAGE SOLICITOR TO VILLAGE LAW DIRECTOR AND DECLARING AN EMERGENCY.

Unanimously approved

ORD. #17-06

ORDINANCE MAKING APPOINTMENT TO GORMAN HERITAGE FARM FOUNDATION BOARD IN VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #17-07

ORDINANCE AUTHORIZING THE MAYOR TO COMPLETE THOSE STEPS NECESSARY TO CONTRACT AND CONSUMATE A CONTRACT WITH EVENDALE COMMONS BUSINESS PARK AND DYNAMIC SITE PROPERTIES, LTD., AND KINETIC VISION TO ACCEPT THE DONATION OF PROPERTY FROM EVENDALE COMMONS BUSINESS PARK, DEVELOP A PARK ADJACENT TO KINETIC INDUSTRIES, AND APPROVE APPROPRIATE MODIFICATIONS TO THE DECLARATION OF COVENANT GOVERNING THE EVENDALE BUSINESS PARK AND APPROVING THE SUBDIVISION OF PROPERTY NECESSARY TO ALLOW THE EXPANSION OF KINETIC INDUSTRIES AND THE CREATION OF THE EVENDALE PARK AND DECLARING AN EMERGENCY. Unanimously approved

RES. # 17-01

A RESOLUTION APPOINTING SPECIALISTS IN THE FIRE AND POLICE DEPARTMENTS FOR 2017 AND DECLARING AN EMERGENCY. Unanimously approved

RES. #17-02

A RESOLUTION ADOPTING THE OFFICIAL FLAG OF THE VILLAGE OF EVENDALE. Unanimously approved

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #16-77**

**AN ORDINANCE PROHIBITING MEDICAL MARIJUANA
CULTIVATORS, PROCESSORS AND RETAIL DISPENSORY
ESTABLISHMENTS LICENSED UNDER OHIO REVISED CODE
CHAPTER 3796 WITHIN THE VILLAGE OF EVENDALE**

WHEREAS, the Ohio legislature has adopted Chapter 3796 entitled Medical Marijuana Control Program; and

WHEREAS, Ohio Revised Code Section 3796.29 provides that the legislative authority of a municipal corporation may adopt an ordinance to prohibit, or limit the number of, cultivators, processors or retail dispensaries licensed under Chapter 3796 within the municipal corporation; and

WHEREAS, the Council of the Village of Evendale desires to prohibit the cultivation, processing, or retail dispensing of medical marijuana of the Village of Evendale; now, therefore,

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

SECTION 1: Section 624.16 of the Codified Ordinances of the Village of Evendale is hereby adopted to read as follows:

624.16 Medical Marijuana

The cultivation, processing or retail dispensing of medical marijuana, even under a license issued under Chapter 3796 of the Ohio Revised Code, is prohibited within the Village of Evendale. The violation of this ordinance is a misdemeanor of the fourth degree.

SECTION 2: This ordinance shall take effect and be in force from the earliest date allowed by law.

Approved January 10th, 2017

Mayor

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: November 7th, 2016
Rules Suspended: January 10th, 2017
2nd Reading December 13, 2016
3rd Reading: January 10th, 2017
Notice of publication: Tri-County Press, January 18th, 2017

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Etc.TMB.doc-rrb

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #16-87**

**AN ORDINANCE APPROPRIATING FUNDS FOR THE I-75
PROJECT, AUTHORIZING THE MAYOR TO EXECUTE A
CONTRACT WITH THE OHIO DEPARTMENT OF
TRANSPORTATION AND DECLARING AN EMERGENCY**

PID No. 82288
ODOT Project No. _____ (2017)

The following Final Ordinance is enacted by the Village of Evendale, Ohio , hereinafter referred to as the Legislative Authority/Local Public Agency or “LPA,” in the matter of the stated described project.

WHEREAS, on 14th day of April, 2015, the LPA enacted legislation proposing cooperation with the Director of Transportation for the described project:

The project consists of the reconstruction of IR 75 between Shepherd Lane and Glendale-Milford Road. The work includes the redesign of the Shepherd Lane Interchange, removal of the collector distributor system, aesthetics and improvements to the Glendale-Milford Road interchange, lying within the Village of Evendale.

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described as follows:

The Village agrees to assume and bear one hundred percent (100%) of the entire cost of the items requested by the village which are determined not to be eligible for Federal and State participation. In addition, the Village agrees to assume and bear one hundred percent (100%) of the cost difference for the higher priced alternates and one hundred percent (100%) of the cost of any additive alternates chosen.

The share of the cost of the LPA is now estimated in the amount of **Three Hundred Twenty Seven Thousand and Seventy and ---- 00/100 Dollars, (\$327,070.00)**, but said estimated amount is to be adjusted in order that the LPA’s ultimate share of said improvement shall correspond in with said percentages of actual costs when said actual costs are determined; and

WHEREAS, the Director of Transportation has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway and has transmitted copies of the same to this legislative authority; and

WHEREAS, the LPA desires the Director of Transportation to proceed with the aforesaid highway improvement.

NOW, THEREFORE, be it ordained:

SECTION I. That the estimated sum of **Three Hundred Twenty Seven Thousand and Seventy and ---- 00/100 Dollars, (\$327,070.00)**, is hereby appropriated for the improvement described above and the Mayor is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of Transportation to pay the cost and expense of said improvement. *We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from **Federal** funds.*

SECTION II. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid improvement.

SECTION III. That the LPA enter into a contract with the State, and that Mayor be,

and is hereby authorized to execute said contract, attached hereto and incorporated by reference herein, providing for the payment of the LPA the sum of money set forth herein above for improving the described project.

SECTION IV. That the LPA transmit to the Director of Transportation a fully executed copy of this Resolution.

SECTION V. This ordinance is declared to be an emergency measure necessary to preserve the health safety and general 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 so that the upgrades of I-75 can move forward as rapidly as possible for the safety of the motoring public. Therefore this ordinance shall take effect immediately.

Approved January 10, 2017

Mayor

Attest:

Village Clerk

Approved as to Form:

Village Solicitor

1st Reading: December 13th, 2016
Rules Suspended: January 10, 2017
2nd and 3rd Reading: January 10, 2017
Emergency Section Agreed to: January 10, 2017
Notice of publication: Tri-County Press, January 18, 2017

This is to certify that we have compared the foregoing copy of Ordinance with the original record thereof, found in the record of the proceedings of the LPA, and which Ordinance was duly passed by the LPA on the _____ day of _____, 2_____, and that the same is a true and accurate copy of the record of said Ordinance and the action of said LPA thereon.

We further certify that said Ordinance and the action of said LPA thereon is recorded in the journal of said LPA in Volume _____, at Page _____, and under date of _____, 2_____.

Legislative Authority of the
Village of Evendale, Ohio

SEAL
(If applicable)

Clerk (Secretary Ex-Officio)

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #16-88**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
INTO A MAINTENANCE AGREEMENT FOR THE I-75
PROJECT, WITH THE OHIO DEPARTMENT OF
TRANSPORTATION AND DECLARING AN EMERGENCY**

WHEREAS, The State of Ohio, Department of Transportation, hereinafter referred to the STATE, has developed plans to reconstruct Interstate 75 between Shepherd Lane and Glendale Milford Road;

WHEREAS, The Village of Evendale, hereinafter referred to the VILLAGE, has developed plans for aesthetic enhancements which exceed STATE standards for construction;

WHEREAS, the Director of Transportation has the authority under ORC Sections 5501.03(A) (3) to enter into agreements with other public authorities to carry out duties, powers and functions;

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

SECTION 1 The Village agrees to perform all maintenance required for maintaining the aesthetic enhancements as provided in STATE Maintenance Agreement #30046 (Exhibit A, attached).

SECTION 2 The Village shall be granted the authority to maintain, inspect, reprogram and coordinate a loop system for traffic signals in accordance with the attached exhibit.

SECTION 3 The Village agrees to comply with all applicable provisions of state and federal law as provided in the agreement

SECTION 4 That the Village transmit to the Director of Transportation a fully executed copy of this Resolution.

SECTION V. This ordinance is declared to be an emergency measure necessary to preserve the health safety and general 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 so that the upgrades of I-75 can move forward as rapidly as possible for the safety of the motoring public. Therefore, this ordinance shall take effect immediately.

Approved January 10, 2017

Mayor

Attest:

Village Clerk

Approved as to Form:

Village Solicitor

1st Reading: December 13th, 2016
Rules Suspended: January 10, 2017
2nd and 3rd Reading: January 10, 2017
Emergency Section Agreed to: January 10, 2017
Notice of publication: Tri-County Press, January 18, 2017

**VILLAGE OF EVENDALE
ORDINANCE # 17-01**

**ORDINANCE MAKING ANNUAL APPROPRIATIONS FOR
CURRENT EXPENSES AND FOR THE FISCAL YEAR
ENDING DECEMBER 31, 2017 AND DECLARING AN EMERGENCY**

WHEREAS, it is necessary to make an appropriation for current expenses and for the fiscal year ending December 31, 2017

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, 2017

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

Police 101		
250-259	Capital Items	157,030.00
Total Police		157,030.00
Fire 102		
250-259	Capital Items	125,000.00
Total Fire		125,000.00
Recreation 301/Pool 304		
250-259	Capital Items	83,200.00
Total Recreation and Swimming Pool		83,200.00
Mayor and Administration 701		
250-250	Capital Items	23,000.00
Total Mayor and Administration		23,000.00
Building Maintenance 705		
250-259	Capital Items	230,000.00
Total Building Maintenance		230,000.00
TOTAL GENERAL FUND		\$ 618,230.00

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

250-259	Capital Items	46,000.00
Total Street Construction Repair and Maintenance Fund		\$ 46,000.00

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

250-259	Capital Items	5,900,752.00
Total Capital Improvement Fund		\$5,900,752.00

SECTION 5: The Chief Fiscal and Accounting Officer is hereby authorized to draw warrants on the Village Treasurer 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 6: 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: Fire - Command Vehicle \$45,000, Radios/Base station \$80,000, Police- Cruisers and related equipment \$76,000, Recreation - Fitness Equipment \$75,700 and SCMR (Service) – Dump Truck Plow - \$46,000.

SECTION 7: 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 2017 Appropriation Ordinance to Hamilton County authorities and shall therefore take effect and be in force immediately from and upon passage.

Approved: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

1st Reading: January 10, 2017

Rules Suspended: January 10, 2017

2nd and 3rd Reading: January 10, 2017

Emergency Section Agreed to: January 10, 2017

Notice of publication: Tri-County Press, January 18, 2017

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #17-02**

**ORDINANCE APPROVING TRANSFERRING GENERAL
FUNDS TO VARIOUS OTHER FUNDS, AND DECLARING AN EMERGENCY**

WHEREAS, PUSUANT TO LEGISLATION PROPERLY ADOPTED BY THE COUNCIL of the Village of Evendale, certain expenditures will take place that need to be appropriately funded by transfers from the General Fund to the specific funds from which expenditures will be made,

WHEREAS, THE BUDGET ADOPTED BY THE COUNCIL ON DECEMBER 13, 2016 FOR the 2017 fiscal year provides for said funding transfers;
now,

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

SECTION 1: The sum of \$500,000.00 is transferred from the General Fund to the Street Construction Repair and Maintenance Fund.

SECTION 2: The sum of \$100,000.00 is transferred from the General Fund to the Municipal Motor Vehicle Fund.

SECTION 3: The sum of \$5,570,000.00 is transferred from the General Fund to the Capital Improvement Fund.

SECTION 4: The sum of \$416,000.00 is transferred from the General Fund to the Gorman Heritage Farm Fund. The amount of \$350,000.00 is designated for operations and the \$65,000.00 is designated for capital improvements and \$1,000.00 is designated for fuel.

SECTION 5: The sum of \$150,000.00 is transferred from the Fire Services Fund to the General Fund. This amount is considered to be a partial repayment of an advance to the Fire Services Fund from the General Fund in 2016 for the purchase of a fire truck with the expectation that the Fire Services Fund will reimburse the General Fund until the \$450,000 is fully refunded which is approximated as four years.

SECTION 5: 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 departmental budgets not exceed the appropriation amounts approved by Council. This ordinance shall be effective upon passage.

Approved: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

1st Reading: January 10, 2017
Rules Suspended: January 10, 2017
2nd and 3rd Reading: January 10, 2017
Emergency Section Agreed to: January 10, 2017
Notice of publication: Tri-County Press, January 18, 2017

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #17-04**

**ORDINANCE AUTHORIZING THE SALE OF THE EVENDALE FIRE
DEPARTMENT'S 1991 SUTPHIN PUMPER ENGINE FIRE TRUCK
TO THE VILLAGE OF LINCOLN HEIGHTS AND DECLARING AN
EMERGENCY**

- WHEREAS,** the Village of Evendale Fire Department has acquired a new fire truck which will replace the 1991 Sutphin pumper engine fire truck; and
- WHEREAS,** the neighboring Village of Lincoln Heights has stated a desire to acquire the 1991 Sutphin fire truck, which is no longer needed by the Village of Evendale, for \$16,000; and
- WHEREAS,** the Village of Lincoln Heights has determined that the 1991 Sutphin fire truck is better able to meet the needs of the Village of Lincoln Heights than is its current equipment; and
- WHEREAS,** having the Village of Lincoln Heights be in a better position to provide firefighting services will benefit the Village of Evendale when mutual aid assistance may be necessary from the Village of Lincoln Heights; now, therefore,

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

SECTION 1: The Mayor and Fire Chief are hereby authorized to take all steps necessary to transfer to the Village of Lincoln Heights the 1991 Sutphin fire truck pumper engine Model T5 4DR, Vehicle Vin No. 159A1BFDXM1003874, along with the equipment on the truck identified on the sheet attached hereto and incorporated by reference herein in exchange for the payment to the Village of Evendale of \$16,000.00 in a certified check, electronic transfer, or after notice from the bank that a non-certified check has cleared and the money is in a village of Evendale account. The transfer of the fire truck to the Village of Lincoln Heights is also conditioned upon Lincoln Heights signing an agreement that it is purchasing the truck and equipment in an as-is condition with no warranties or guaranties whatsoever.

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. The reason for said emergency is to assist in addressing the immediate need of the Village of Lincoln Heights for better firefighting equipment which will directly benefit the Village of Evendale given that Lincoln Heights is an immediate neighbor with whom Evendale has reciprocal mutual aid agreements, and will make space available at the Village of Evendale Fire Department necessary for the adequate garaging of Evendale firefighting and EMS equipment. Therefore, this ordinance shall become effective immediately.

Approved: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

1st Reading: January 10, 2017
Rules Suspended: January 10, 2017
2nd and 3rd Reading: January 10, 2017
Emergency Section Agreed to: January 10, 2017
Notice of publication: Tri-County Press, January 18, 2017

Approved as to Form:

Village Law Director

1st Reading:_____
Rules Suspended:_____
2nd and 3rd Reading:_____
Emergency Section Agreed to: _____
Notice of publication:_____

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #17-05**

**ORDINANCE AMENDING THE TITLE OF ADMINISTRATIVE
ASSISTANT TO DIRECTOR OF ADMINISTRATIVE SERVICES AND
THE TITLE OF VILLAGE SOLICITOR TO VILLAGE LAW
DIRECTOR AND DECLARING AN EMERGENCY**

- WHEREAS,** a series of Charter Amendments were placed before the electors of the Village of Evendale at the November, 2016 election; and
- WHEREAS,** included among those proposed amendments were two that would change the title of Administrative Assistant to Director of Administrator Services and the title of Village Solicitor to Village Law Director; and
- WHEREAS,** all of the charter amendments including those two were adopted by the electors of the Village of Evendale; and
- WHEREAS,** as a result, the title of Administrative Assistant and Village Solicitor that appear periodically throughout the Codified Ordinances of the Village of Evendale are out of date and need to be changed to conform to the wishes of the electors of the Village of Evendale; now, therefore,

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

- SECTION 1:** Throughout the Codified Ordinances of the Village of Evendale the title of Administrative Assistant is hereby amended to Director of Administrative Services.
- SECTION 2:** Throughout the Codified Ordinances of the Village of Evendale, the title of Village Solicitor is hereby amended to Village Law Director.
- SECTION 3:** This ordinance is hereby declared to be an emergency measure necessary to preserve the health, safety and general welfare of the Village of Evendale. The reason for said emergency is the need to conform the Codified Ordinances of the Village of Evendale with amendments recently approved to the Village Charter and thereby avoid any unnecessary confusion or misunderstanding because of the differences between the former and current titles. Therefore, this Ordinance shall become effective immediately

Approved: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

1st Reading: January 10, 2017
Rules Suspended: January 10, 2017
2nd and 3rd Reading: January 10, 2017
Emergency Section Agreed to: January 10, 2017
Notice of publication: Tri-County Press, January 18, 2017

**VILLAGE OF EVENDALE
ORDINANCE #17-06**

**ORDINANCE MAKING APPOINTMENT TO
GORMAN HERITAGE FARM FOUNDATION BOARD IN VILLAGE OF
EVENDALE AND DECLARING AN EMERGENCY**

WHEREAS, there is a vacancy on the GHFF within the Village of Evendale; and,

WHEREAS, the Mayor has recommended a qualified individual to serve on this board.

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

SECTION 1: The following individual is appointed to fill a vacancy on the board.

Term Ends

GORMAN HERITAGE FARM FOUNDATION

Alan Wight

12/31/2019

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: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

1st Reading: January 10, 2017

Rules Suspended: January 10, 2017

2nd and 3rd Reading: January 10, 2017

Emergency Section Agreed to: January 10, 2017

Notice of publication: Tri-County Press, January 18, 2017

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #17-07**

**ORDINANCE AUTHORIZING THE MAYOR TO COMPLETE
THOSE STEPS NECESSARY TO CONTRACT AND CONSUMMATE A
CONTRACT WITH EVENDALE COMMONS BUSINESS PARK AND
DYNAMIC SITE PROPERTIES, LTD., AND KINETIC VISION TO
ACCEPT THE DONATION OF PROPERTY FROM EVENDALE
COMMONS BUSINESS PARK, DEVELOP A PARK ADJACENT TO
KINETIC INDUSTRIES, AND APPROVE APPROPRIATE
MODIFICATIONS TO THE DECLARATION OF COVENANT
GOVERNING THE EVENDALE BUSINESS PARK AND APPROVING
THE SUBDIVISION OF PROPERTY NECESSARY TO ALLOW THE
EXPANSION OF KINETIC INDUSTRIES AND THE CREATION OF
THE EVENDALE PARK AND DECLARING AN EMERGENCY**

WHEREAS, in order to promote the expansion of business and employment opportunities within the Village of Evendale, specifically with regard to Kinetic Vision, the Village of Evendale desires to complete an agreement with the businesses and property owners effected by that expansion; and

WHEREAS, in order to complete this transaction, it is necessary for the Mayor to complete the negotiations of and consummate a contract which will provide for the Village to accept the donation of property which will be developed as a Village of Evendale park and agree to certain amendments to the current Declaration of Covenants, Conditions, Restrictions and Easements governing the Evendale Commons Business Park; now, therefore,

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

SECTION 1: The subdivision of property necessary for the expansion of Kinetic Vision, and the creation of an Evendale park that will be adjacent to the property owned by Dynamic Site Properties, Ltd. on which Kinetic Vision is located, such subdivision having been already approved by the Planning Commission of the Village of Evendale, is hereby approved. The plat of such subdivision is available in the Building Department for inspection.

SECTION 2: The Mayor is hereby authorized to negotiate a final agreement with the necessary parties, including Evendale Commons, Ltd., the necessary occupants of Evendale Commons Business Park, specifically including Menards, Dynamic Site Properties, Ltd., and Kinetic Vision.

SECTION 3: The Council of the Village of Evendale hereby specifically approves the acceptance of the donation of land necessary for the creation of an Evendale park adjacent to Kinetic Vision conditioned upon the approval of said donation by the Planning Commission of the Village of Evendale.

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. The reason for said emergency is the need to complete this transaction as soon as possible in order to promote the expansion of an Evendale business, thereby enhancing the economy of the Village of Evendale, promoting employment opportunities within the Village of Evendale and creating a new Village of Evendale park. Therefore, this ordinance shall become effective immediately.

Approved: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

1st Reading: January 10, 2017
Rules Suspended: January 10, 2017
2nd and 3rd Reading: January 10, 2017
Emergency Section Agreed to: January 10, 2017
Notice of publication: Tri-County Press, January 18, 2017

**VILLAGE OF EVENDALE, OHIO
RESOLUTION # 17-01**

**A RESOLUTION APPOINTING SPECIALISTS IN THE
FIRE, POLICE AND SERVICE DEPARTMENTS FOR 2017
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, 2017, until December 31, 2017, the following are appointed as designated specialists in the Fire Department:

- A. Inspector Specialist, Unit 1, Andrew Wilfong
- B. Inspector Specialist, Unit 2, David Stark; and
- C. Inspector Specialist, Unit 3, Roger Neff and James McManus.

SECTION 2: Effective from January 1, 2017, until December 31, 2017, the following are appointed as designated specialists in the Police Department:

- A. Crime Prevention Specialist, Spec Kevin Akers
- B. Patrol Operations- Rick Vonderhaar
- C. A.L.I.C.E Instructor/ Tactical Specialist Spec Greg Titgemeyer
- D. Traffic Specialist, Spec Steve Roach
- E. Firearms Specialist, Spec Joel Ward
- F. Accreditation Specialist, Spec Tina McCormick

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 2017.

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, 2017, 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, 2017, and the new specialists need to be in place at the time of that expiration. Therefore, this resolution shall be effective upon passage.

Approved: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

1st Reading: January 10, 2017

Rules Suspended: January 10, 2017

2nd and 3rd Reading: January 10, 2017

Emergency Section Agreed to: January 10, 2017

Notice of publication: Tri-County Press, January 18, 2017

**VILLAGE OF EVENDALE, OHIO
RESOLUTION #17-02**

**A RESOLUTION ADOPTING THE OFFICIAL FLAG OF THE
VILLAGE OF EVENDALE**

WHEREAS, A new seal of the Village of Evendale was adopted in 2016; and

WHEREAS, The current Village of Evendale flag, as a result, is outdated; and

WHEREAS, A new flag bearing the new Village seal has been designed and meets with the approval of the Mayor and Village Council;

NOW THEREFORE, BE IT RESOLVED by the Village Council of the Village of Evendale, Hamilton County, Ohio, six members concurring, that:

SECTION I The official flag of the Village of Evendale is hereby adopted as depicted on the design attached hereto and incorporated by reference herein, said flag being a pennant style similar to the State of Ohio flag, containing the Village of Evendale seal on a blue field with a red border. Henceforth, the flag of the Village of Evendale shall be as herein depicted.

Approved: January 10th, 2017

MAYOR

Attest:

VILLAGE CLERK

Approved as to Form:

Village Law Director

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