



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 October 11, 2022.

ORD #22-69

ORDINANCE APPOINTING CAROLYN CARMODY AS VILLAGE TREASURER AND DECLARING AN EMERGENCY.

ORD #22-70

ORDINANCE AUTHORIZING MAYOR TO ACCEPT A PROPOSAL FOR THE SWIMMING POOL LIGHTING PROJECT AND DECLARING AN EMERGENCY.

ORD #22-71

AN ORDINANCE APPROVING AN ADDITIONAL APPROPRIATION IN THE AEROHUB TIF FUND AND DECLARING AN EMERGENCY.

ORD #22-72

AN ORDINANCE APPROVING AN ADDITIONAL APPROPRIATION IN THE GENERAL FUND FOR THE BUILDING DEPARTMENT EMERGENCY REPAIR WORK AND DECLARING AN EMERGENCY.

ORD #22-73

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE BTAP WINDOWS AND DOORS REPLACEMENT PROJECT AND DECLARING AN EMERGENCY.

ORD#22-74

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

ORD #22-75

AN ORDINANCE APPROVING AN ADDITIONAL APPROPRIATION IN THE GENERAL FUND FOR THE POLICE CAPITAL BUDGET AND DECLARING AN EMERGENCY.

ORD #22-76

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

RES. #22-02

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR.

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-69**

**ORDINANCE APPOINTING CAROLYN CARMODY AS
VILLAGE TREASURER
AND DECLARING AN EMERGENCY**

WHEREAS, the Mayor has recommended the appointment of Carolyn Carmody as Village Treasurer pursuant to Article IV, Section 2 of the Charter of the Village of Evendale; now, therefore,

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

SECTION 1: The appointment of Carolyn Carmody as the Village Treasurer of the Village of Evendale is concurred in by Council and pursuant to this ordinance, she is hereby appointed as Village Treasurer for the Village of Evendale and shall continue to serve as Village Treasurer pursuant to Article IV, Section 2 of the Charter of the Village of Evendale at the pleasure of the Council of the Village of Evendale.

SECTION 2: The annual compensation for Carolyn Carmody is hereby fixed at \$3,015.

SECTION 3: This ordinance is declared to be an emergency measure, 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 operations of a department or office of the Village of Evendale. It is necessary that the appointment of the Village Treasurer occur immediately in order to provide for the ability to perform the necessary maintenance of the financial records of the Village of Evendale and to ensure that appropriate personnel are available to perform the services necessary to provide for the sound fiscal management of the Village. This ordinance shall therefore become effective immediately.

Approved October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-70**

**ORDINANCE AUTHORIZING MAYOR TO ACCEPT A
PROPOSAL FOR THE SWIMMING POOL LIGHTING
PROJECT AND DECLARING AN EMERGENCY**

WHEREAS, The Village of Evendale received no bids for the Swimming Pool Lighting Project after advertising in a newspaper of general circulation in the Village of Evendale; and

WHEREAS, Through a series of previous projects, the Village of Evendale has replaced existing area and street lighting with new LED fixtures and the Village desires to maintain a uniform appearance throughout the complex; and

WHEREAS, The type and style of LED fixture is a proprietary product as manufactured by the Phillips – Lumec, Inc. company and sells only to regional suppliers; and

WHEREAS, Richards Electric Supply Company is the only supplier for this area and would have been the only bidder for the potential project;

WHEREAS, the Evendale Charter, Article V, Section 3, permits the Village to enter into a contract that, “exceeds the amount villages are permitted to expend under the Ohio Revised Code without competitive bidding...” so long as such expenditure is, “...authorized and directed by ordinance of the Council..”; and

WHEREAS, there is good cause, given the above-described circumstances and the Village’s need to proceed with the replacement of pool lighting, to enter into the contract for pool lighting described herein; now, therefore,

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

SECTION 1: The quote of Richards Electric Supply Co. for the Swimming Pool Lighting Project in the amount of \$ \$80,831.00 is hereby accepted.

SECTION 2: The following sum is transferred from the General Fund Contingency Fund account:

101.799.579900	\$ 6,000.00
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To the 705 Building Maintenance:

101.705.525211 Capital Improvements	\$6,000.00
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SECTION 3: These appropriated funds are authorized to be expended for the purchase of LED lights for the pool.

SECTION 4: 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, 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 the contract for this project be executed as soon as possible in order to perform the work as weather permits. This ordinance shall be effective upon passage.

Approved October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-71**

**AN ORDINANCE APPROVING AN ADDITIONAL
APPROPRIATION IN THE AEROHUB TIF FUND 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, Due to removal required for additional tree debris and unsuitable material, a change order is needed in relation to the Aberdeen demolition and regrading bid; and

WHEREAS, Funds are available in the Aerohub TIF fund; now, therefore,

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

SECTION I The following sums are appropriated from the unappropriated Aerohub TIF Fund (420) to the following line:

420.201.525591 Street Improvements \$65,000.00

SECTION II 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 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 demolition and regrading of the Aberdeen property in the Aerohub TIF district be properly completed. This ordinance shall be effective upon passage.

Approved October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-72**

**AN ORDINANCE APPROVING AN ADDITIONAL
APPROPRIATION IN THE GENERAL FUND FOR THE
BUILDING DEPARTMENT EMERGENCY REPAIR WORK 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, The hot water heater in the recreation center broke down and needs to be replaced immediately; and

WHEREAS, The cost of this repair was not in the original 2022 budget; and

WHEREAS, Funds are available in the General fund; now, therefore,

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

SECTION I The following sum is appropriated from the unappropriated General Fund (101) to the following line:

101.705.523520 Repair and Maintenance \$30,000.00

SECTION II 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 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 the general fund budget not exceed the appropriation amounts approved by Council and it is in the public interest for the recreation center to have hot water. This ordinance shall be effective upon passage.

Approved October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-73**

**ORDINANCE AUTHORIZING MAYOR TO
ENTER INTO CONTRACT WITH THE
LOWEST AND BEST BIDDER FOR THE
BTAP WINDOWS AND DOORS REPLACEMENT PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, the Village of Evendale has received bids for the BTAP Windows and Doors Replacement Project after advertising in a newspaper of general circulation in the Village of Evendale; and

WHEREAS, the Village Engineer has reviewed the bids and recommends Triton Services, Inc. as the lowest and best bid;

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

SECTION 1: The bid of Triton Service, Inc. in the amount of \$77,235.00 is hereby accepted. The Mayor is authorized to enter into a contract with Triton Services, Inc. for this project.

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 the bids to be accepted as soon as possible so the doors and windows may be replaced as soon as possible. This ordinance shall be effective upon passage.

Approved October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-74**

**AN ORDINANCE APPROVING A TRANSFER FROM THE
CONTINGENCY FUND TO THE BUILDING MAINTENANCE
DEPARTMENT 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, The sewer pipe behind the service building has collapsed and needs to be repaired and/or replaced; and

WHEREAS, Funds are required to supplement the repair and maintenance line item in order to pay for the cost of this work; 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, five members concurring, that:

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

101.799.579900	\$ 17,000.00
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To the 705 Building Maintenance:

101.705.523520 Repair & Maintenance	\$ 17,000.00
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SECTION 2: These appropriated funds are authorized to be expended for the repair/replacement of the sewer pipe behind the service building.

SECTION 3: This ordinance is declared to be an emergency measure by a concurrence of five 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 a proper and functional sanitary system in the service building. This ordinance shall be effective upon passage.

Approved October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-75**

**AN ORDINANCE APPROVING AN ADDITIONAL
APPROPRIATION IN THE GENERAL FUND FOR THE POLICE
CAPITAL BUDGET 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, The capital budget for Police vehicles was approved in December 2021; and

WHEREAS, Due to supply issues and timing changes in using a new vendor the vehicles took much longer than anticipated to come in; and

WHEREAS, The Police vehicles are now available for purchase; however, the cost exceeds the initial budget ~~appropriated~~ ~~approved~~ for said vehicles; and

WHEREAS, Funds are available in the General fund; now, therefore,

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

SECTION I The following sum is appropriated from the unappropriated General Fund (101) to the following line:

101.101.525211 Capital Improvements \$20,000.00

SECTION II 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 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 Police to have operational vehicles. This ordinance shall be effective upon passage.

Approved October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #22-76**

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 STHEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF EVENDALE, STATE OF OHIO, five 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) REDI Cincinnati LLC –Membership - \$10,000.00
- 2) Hoplite Armor LLC – Ballistic Plates - \$10,125.00

SECTION II 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 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 October 11, 2022

Mayor, Village of Evendale

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: October 11, 2022

Rules Suspended: October 11, 2022

2nd and 3rd Reading: October 11, 2022

Emergency Section Agreed to: October 11, 2022

Notice of Publication: Cincinnati Court Index, October 19, 2022

**RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY
THE BUDGET COMMISSION & AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY AUDITOR**

Village Council

Rev. Code, Secs. 5705.34

The Council of the Village of _____, Hamilton County,

Ohio, met in _____ session on the _____ day of _____,

20____, at the office of _____,

with the following members present: _____

_____ moved the adoption of the following Resolution:

WHERE AS, This Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 20____; and

WHERE AS, The Budget Commission of Hamilton County, Ohio, has certified its action Thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council and what part thereof is without, and what part within the ten-mill limitation; therefore be it

RESOLVED, By the Council of the Village of _____ Hamilton County, Ohio, that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said Village the rate of each tax necessary to be levied within and without the ten mill limitation as follows: