



## 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 14, 2020

ORD. # 20-01

ORDINANCE MAKING ANNUAL APPROPRIATIONS FOR CAPITAL AND OTHER EXPENDITURES FOR THE FISCAL YEAR ENDING DECEMBER 31, 2020 AND DECLARING AN EMERGENCY

ORD. #20-02

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

ORD. #20-03

ORDINANCE APPROVING ADVANCING GENERAL FUNDS TO THE AEROHUB TIF FUND, AND DECLARING AN EMERGENCY.

ORD. #20-04

AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE BUILDING DEPARTMENT.

ORD #20-05

ORDINANCE AUTHORIZING AND RATIFYING A CONTRACT BETWEEN THE VILAGE OF EVENDALE AND COMCATE, A CALIFORNIA CORPORATION, TO PROVIDE A COMPUTER PROGRAM TO ASSIST IN ZONING AND CODE ENFORCEMENT MANAGEMENT AND PERMITTING AND DECLARING AN EMERGENCY.

ORD. #20-06

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

ORD. #-20-07

AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF COMMUNITY REINVESTMENT AREA IN THE VILLAGE OF EVENDALE, OHIO, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL AND REPORTING TO THE HAMILTON COUNTY TAX INCENTIVE REVIEW COUNCIL AND DECLARING AN EMERGENCY.

ORD. #20-08

ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH IAP GOVERNMENT SERVICES GROUP TO SERVE AS THE DESIGN BUILD CONSTRUCTION MANAGER FOR THE PLAYGROUND UPDATES AND DECLARING AN EMERGENCY.

**VILLAGE OF EVENDALE  
ORDINANCE # 20-01**

**ORDINANCE MAKING ANNUAL APPROPRIATIONS FOR  
CAPITAL AND OTHER EXPENDITURES FOR THE FISCAL YEAR  
ENDING DECEMBER 31, 2020 AND DECLARING AN EMERGENCY**

**WHEREAS**, it is necessary to make an appropriation for capital and other expenditures for the fiscal year ending December 31, 2020

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

**SECTION 1:** The purpose of the ordinance is to provide for capital 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		
250-259	Capital Items	\$43,900.00
<b>Total Police</b>		<b>43,900.00</b>
Fire 102		
250-259	Capital Items	\$45,000.00
<b>Total Fire</b>		<b>45,000.00</b>
Recreation 301/Pool 304		
250-259	Capital Items	\$70,000.00
<b>Total Recreation and Swimming Pool</b>		<b>70,000.00</b>
Community Environment 499		
250-259	Capital Items	\$30,000.00
<b>Total Community Environment</b>		<b>30,000.00</b>
Building Maintenance 705		
250-259	Capital Items	\$165,000.00
<b>Total Building Maintenance</b>		<b>165,000.00</b>
Miscellaneous 799		
273-273	Advance out	\$600,000.00
999-999	Transfer Out	250,000.00
<b>Total Miscellaneous</b>		<b>850,000.00</b>
<b>TOTAL GENERAL FUND</b>		<b>\$1,203,900.00</b>

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

250-259	Capital Items	135,000.00
<b>Total Street Construction Repair and Maintenance Fund</b>		<b>135,000.00</b>

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

250-259	Capital Items	\$500,000.00
<b>Total Capital Improvement Fund</b>		<b>500,000.00</b>

**SECTION 5:** The following sums are appropriated from the unappropriated Aerohub Public Improvement Fund to the following objects:

230-239	Contractual Services	\$10,000.00
240-249	Operations and Maintenance	\$157,000.00
250-259	Capital Items	\$5,200,000.00
260-269	Debt Service	202,000.00
<b>Total Aerohub Public Improvement Fund</b>		<b>5,569,000.00</b>

**SECTION 6:** 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 7:** 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: Dump Truck \$140,000, Front End Loader \$135,000.

**SECTION 8:** This ordinance is declared to be an emergency measure by a concurrence of five 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 January 14, 2020

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: January 14, 2020  
Rules Suspended: January 14, 2020  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: January 14, 2020  
Emergency Section Agreed to: January 14, 2020  
Notice of Publication: January 14, 2020

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-02**

**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 10, 2019 FOR** the 2020 fiscal year provides for said funding transfers;  
now,

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

**SECTION 1:** The sum of \$925,000.00 is transferred from the General Fund to the Street Construction Repair and Maintenance Fund.

**SECTION 2:** 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 3:** The sum of \$250,000.00 is transferred from the General Fund to the Capital Fund

**SECTION 4:** The sum of \$100,000.00 is transferred from the Fire Services Fund to the General Fund. This amount is the final partial repayment of an advance of \$450,000 to the Fire Services Fund from the General Fund made in 2016 for the purchase of a fire truck.

**SECTION 4:** 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 departmental budgets not exceed the appropriation amounts approved by Council. This ordinance shall be effective upon passage.

Approved January 14, 2020

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1st Reading: January 14, 2020

Rules Suspended: January 14, 2020

2nd and 3rd Reading: January 14, 2020

Emergency Section Agreed to: January 14, 2020

Notice of Publication: January 22 2020

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #20-03**

**ORDINANCE APPROVING ADVANCING GENERAL  
FUNDS TO THE AEROHUB TIF FUND, 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 an advance from the General Fund to the specific funds from which expenditures will be made,

**WHEREAS, THE BUDGET ADOPTED BY THE COUNCIL ON DECEMBER 10, 2019 AND BY COUNCIL ON JANUARY 14, 2020 FOR** the 2020 fiscal year provides for said funding advances;  
now,

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

**SECTION 1:** The sum of \$600,000.00 is advanced from the General Fund to the Aerohub TIF fund.

**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 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 14, 2020

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: January 14, 2020

Rules Suspended: January 14, 2020

2<sup>nd</sup> and 3<sup>rd</sup> Reading: January 14, 2020

Emergency Section Agreed to: January 14, 2020

Notice of Publication: January 22,, 2020

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

**AN ORDINANCE APPROVING A TRANSFER FROM THE  
CONTINGENCY FUND TO THE BUILDING DEPARTMENT**

**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 recently retired building department clerk chose to use the COBRA health care that is provided through the Village and will reimburse the Village for the monthly cost; and

**WHEREAS,** Funds are required to supplement the personnel expense line items in order to meet the benefit costs associated with enacting COBRA; 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	\$ 6,600.00
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To the 499 Building Department:

210-219 Personnel Expenses	\$ 6,600.00
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**SECTION 2:** These appropriated funds are authorized to be expended for personnel expenses in the Building Department.

**SECTION 3:** This ordinance shall take effect and be in force from the earliest date allowed by law.

Approved January 14, 2020

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: January 14, 2020

Rules Suspended: January 14, 2020

2<sup>nd</sup> and 3<sup>rd</sup> Reading: January 14, 2020

Emergency Section Agreed to: January 14, 2020

Notice of Publication: January 22,, 2020

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

**ORDINANCE AUTHORIZING AND RATIFYING A CONTRACT BETWEEN  
THE VILLAGE OF EVENDALE AND COMCATE, A CALIFORNIA  
CORPORATION, TO PROVIDE A COMPUTER PROGRAM TO ASSIST IN  
ZONING AND CODE ENFORCEMENT MANAGEMENT AND PERMITTING  
AND DECLARING AN EMERGENCY**

- WHEREAS,** it has been determined that the Village is in need of a modern computer program which would aid in the efficient enforcement of various Village codes and the management of zoning and building permits; and
- WHEREAS,** the Village's Building, Planning and Zoning Manager, Andrew E. Rodney, has evaluated various such programs and determined that the program offered by Comcate is most suitable for the Village of Evendale; and
- WHEREAS,** in order to secure a \$1,000.00 reduction in the implementation fee said contract was been executed prior to the end of 2019 with the approval of the Mayor; now, therefore

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

**SECTION 1:** David Elmer, Director of Administrative Services, is hereby authorized to execute the contract attached hereto and incorporated by reference herein with Comcate and the execution of said contract on December \_\_\_\_\_, 2019 is hereby ratified.

**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 and to provide for the daily operation of a department or office of the Village, in this case the Village Building, Planning and Zoning office. The reason for said emergency is the need to have the computer program in place as soon as possible in order to make the code enforcement and permit programs of the Village more efficient for the benefit of both the Village, its citizens and property owners. Therefore this Ordinance shall become effective immediately.

Approved January 14, 2020

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: January 14, 2020  
Rules Suspended: January 14, 2020  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: January 14, 2020  
Emergency Section Agreed to: January 14, 2020  
Notice of Publication: January 22, 2020

**VILLAGE OF EVENDALE, OHIO**  
**ORDINANCE #20-06**

**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, 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) Kelchner - \$3,000.00 – Aerohub Phase 1 Final invoice supplement

**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 January 14, 2020

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: January 14, 2020  
Rules Suspended: January 14, 2020  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: January 14, 2020  
Emergency Section Agreed to: January 14, 2020  
Notice of Publication: January 22, 2020



**VILLAGE OF EVENDALE, OHIO**

**ORDINANCE #20-07**

**AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF COMMUNITY REINVESTMENT AREA IN THE VILLAGE OF EVENDALE, OHIO, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL AND REPORTING TO THE HAMILTON COUNTY TAX INCENTIVE REVIEW COUNCIL AND DECLARING AN EMERGENCY.**

**WHEREAS**, at its December 2019 regular public meeting, The Village of Evendale Community Improvement Corporation, by motion, endorsed the creation of a Community Reinvestment Area for 14 parcels of mostly Village-owned land in the vicinity of the intersection of Reading Rd. and Inwood, for the purpose of facilitating redevelopment on properties that once contained outdated, deteriorating motels and other structures, all of which were demolished by the Village between 1999 and 2013.

**WHEREAS**, the Council of the Village of Evendale, Ohio (hereinafter “Village Council”) desires to pursue all reasonable and legitimate incentive measures to assist and encourage development or redevelopment of the parcels which have not yet fully enjoyed reinvestment from remodeling or new construction;

**WHEREAS**, a survey of housing, a copy of which is on file in the Administration office as required by Ohio Revised Code (ORC) Section 3735.66 has been prepared for the area to be included in the proposed Community Reinvestment Area;

**WHEREAS**, the maintenance of existing and construction of new structures in such area would serve to encourage economic stability, maintain real property values, and generate new employment opportunities; and

**WHEREAS**, the remodeling of existing structures or the construction of new structures in this Community Reinvestment Area constitutes a public purpose for which real property exemptions may be granted.

**NOW THEREFORE, BE IT ORDAINED BY THE VILLAGE OF EVENDALE, HAMILTON COUNTY, OHIO, THAT:**

**Section 1:** The area designated as the Evendale Community Reinvestment Area constitutes an area in which housing facilities or structures of historical significance are located, and in which new construction or repair of existing facilities has been discouraged:

**Section 2:** Pursuant to ORC Section 3735.66, the Evendale Community Reinvestment Area, is hereby established in the following described area:

	<u>Address</u>	<u>Street Name</u>	<u>Owner</u>	<u>Parcel</u>
1	3046	Inwood Dr.	Evendale	611-0020-0046
2	3047	Inwood Dr.	Asbrock	611-0020-0427
3	3044	Inwood Dr.	Bottom	611-0020-0105
4	N/A	Inwood Dr.	Evendale	611-0020-0428
5	3041	Inwood Dr.	Evendale	611-0020-0277
6	N/A	Inwood Dr.	Evendale	611-0020-0276
7	N/A	Reading Rd	Evendale	611-0020-0274
8		Reading Rd	Evendale	611-0020-0275
9	10161 aka 10200	Reading Rd	Evendale	611-0020-0043
10	10161 aka 10200	Reading Rd	Evendale	611-0020-0044
11	10172	Reading Rd	Evendale	611-0020-0045
12	10172	Reading Rd	Evendale	611-0020-0064
13	10172	Reading Rd	Evendale	611-0020-0065
14	10160	Reading Rd	Pat Raffel	611-0020-0197

The Community Reinvestment Area is depicted as the area highlighted on the map attached to this Ordinance (see Exhibit A) and by this reference incorporated herein.

Only residential and commercial properties consistent with the applicable zoning regulations within the designated Community Reinvestment Area will be eligible for exemptions under this Program.

**Section 3:** All properties identified in Exhibit A as being within the designated Community Reinvestment Area are eligible for this incentive (the village may determine that all or any combination of project types – residential and commercial as eligible). This proposal is a public/private partnership intended to promote and expand conforming uses in the designated area. As part of the project, the Village of Evendale intends to undertake supporting public improvements in the designated area.

**Section 4:** Within the Community Reinvestment Area, the percentage of the tax exemption on the increase in the assessed valuation resulting from improvements to commercial real property and the term of those exemptions shall be negotiated on a case-by-case basis in advance of construction or remodeling occurring according to the rules outlined in the ORC Section 3765.67. The results of the negotiation as approved by this Council will be set in writing in a Community Reinvestment Area Agreement as outlined in ORC Section 3735.671. For residential property, a tax exemption on the increase in the assessed valuation resulting from the improvements as described in ORC Section 3735.67 shall be granted upon application by the property owner and certification thereof by the designated Housing Officer for the following periods.

- a. Five (5) years, for the remodeling of every single family residential dwelling unit and upon which the cost of remodeling is at least \$2,500, as described in ORC Section 3735.67, and with such exemption being seventy five percent (75%) for each of the five (5) years.
- b. Five (5) years, for the construction of single family dwellings, as described in ORC Section

3735.67, with such exemption being seventy five percent (75 %) for each of the five (5) years.

- c. Up to, and including, eight (8) years, and up to, and including, seventy five percent (75%) for the remodeling of existing commercial facilities and upon which the cost of remodeling is at least \$5,000, as described in ORC Section 3735.67, the term and percentage of which shall be negotiated on a case-by-case basis in advance of remodeling occurring.
- d. Up to, and including, eight (8) years, and up to, and including, seventy five percent (75 %) for the construction of new commercial facilities, the term and percentage of which shall be negotiated on a case-by-case basis in advance of construction occurring.

If remodeling qualifies for an exemption, during the period of the exemption, the exempted percentage of the dollar amount of the increase in market value of the structure shall be exempt from real property taxation. If new construction qualifies for an exemption, during the period of the exemption the exempted percentage of the structure shall not be considered to be an improvement on the land on which it is located for the purpose of real property taxation.

**Section 5:** All commercial projects are required to comply with the state application fee requirements of ORC Section 3735.672 (C) and the local annual monitoring fee of one percent of the amount of taxes exempted under the agreement - a minimum of \$500 up to a maximum of \$2500 annually unless waived.

**Section 6:** To administer and implement the provisions of this Ordinance, David W. Elmer, Director of Administrative Services for the Village of Evendale, is designated as the Housing Officer as described in Sections 3735.65 through 3735.70.

**Section 7:** That a Community Reinvestment Area Housing Council (CRA Council) shall be created, consisting of two members appointed by the Mayor of Evendale, two members appointed by the Village Council of Evendale and one member appointed by the Planning Commission of the Village of Evendale. The majority of the members shall then appoint two additional members who shall be residents within the area. Terms of the members of the CRA Council shall be for three years. An unexpired term resulting from a vacancy in the CRA Council shall be filled in the same manner as the initial appointment was made.

A Tax Incentive Review Council shall be established and shall consist of three representatives appointed by the Board of County Commissioners, two representatives of the municipal corporation, appointed by the Municipal CEO with Council concurrence, the county auditor or designee and a representative of each affected Board of Education. At least two members must be residents of the Village of Evendale. Pursuant to ORC Section 5709.85, Hamilton County Ohio created a Tax Incentive Review Council (HCTIRC) that annually reviews the compliance of all agreements authorized by the Village of Evendale involving the granting of exemptions for commercial or industrial real property improvements under Section 3735.671 of the ORC. HCTIRC will provide written recommendations to the Evendale CRA Council as to continuing, modifying or terminating said agreement based upon the performance of the agreement.

**Section 8:** The CRA Council reserves the right to re-evaluate the designation of the Evendale Community Reinvestment Area after December 31, 2025, at which time the CRA Council may direct the Housing Officer not to accept any new applications for exemptions as described in Section 3735.67 of the ORC.

**Section 9:** The CRA Council shall make an annual inspection of the properties within the district for which an exemption has been granted under Section 3735.67 of the ORC. The CRA Council shall also hear appeals under 3735.70, of the ORC.

**Section 10:** The Council of the Village of Evendale hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Village Council, that all deliberations of this Village Council and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements, including Section 121.22 of the ORC.

**Section 11:** That this ordinance shall take effect and be enforce from and after the earliest period allowed by law and upon confirmation by the Director of the Ohio Development Services Agency of the findings in this Ordinance.

**Section 12:** The Mayor of the Village of Evendale is hereby directed and authorized to petition the Director of the Ohio Development Services Agency to confirm the findings contained within this Ordinance.

**Section 13:** This ordinance is hereby declared to be an emergency measure by concurrence of five 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. Additionally, the reason for said emergency is to enable Village officials to promptly respond and prepare for a proposed new commercial development within the CRA which the end user is under immediate time constraints to plan, finance, prepare for new construction and transition all of all existing materials, equipment, staff, etc. from their current facilities. Therefore, this ordinance shall become effective immediately.

Approved January 14, 2020

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Mayor, Village of Evendale

Attest:

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Village Clerk

Approved as to Form:

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Village Law Director

1<sup>st</sup> Reading: January 14, 2020

Rules Suspended: January 14, 2020

2<sup>nd</sup> and 3<sup>rd</sup> Reading: January 14, 2020

Emergency Section Agreed to: January 14, 2020

Notice of Publication: January 22, 2020

**VILLAGE OF EVENDALE  
ORDINANCE #20-08**

**ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH  
IAP GOVERNMENT SERVICES GROUP TO SERVE AS THE DESIGN BUILD  
CONSTRUCTION MANAGER FOR THE PLAYGROUND UPDATES AND  
DECLARING AN EMERGENCY**

**WHEREAS,** the Recreation Department Director has recommended that IAP Government Services Group be contracted with by the Village of Evendale to serve as the design build construction manager for the updating of the Evendale playground; and

**WHEREAS,** IAP Government Services Group has been preapproved by the State of Ohio to serve in such capacity and has done so for other units of state and local government within the State of Ohio;  
now, therefore

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

**SECTION 1:** The Mayor is hereby authorized to accept and execute a Scope of Work contract proposed by IAP Government Services Group, substantially in the form attached hereto and incorporated by reference herein.

**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 operation of a department or office of the Village of Evendale, in this case the Recreation Department. The reason for said emergency is to insure that the work on the playground update is completed over the winter months so that the playground is ready for the seasons of highest demand. Therefore this Ordinance shall become effective immediately.

Approved January 14, 2020

\_\_\_\_\_  
Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: January 14, 2020

Rules Suspended: January 14, 2020

2<sup>nd</sup> and 3<sup>rd</sup> Reading: January 14, 2020

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