

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 September 13, 2016.

Ord 16-54- ORDINANCE APPROPRIATING FUNDS AND APPOINTING ROBERT J. HUDNALL AS FIRE FIGHTER/PARAMEDIC FOR THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY Unanimously approved

ORD. #16-52A

ORDINANCE REVERSING THE DECISION OF THE BOARD OF ZONING APPEALS AND APPROVING A VARIANCE THE PROHIBITION ON FENCE MATERIALS FOUND IN EVENDALE ZONING CODE § 1266.09(h)(1)(A)(ii) FOR THE PROPERTY AT 3451 SHERBROOKE DRIVE (PID 611-11-64) OWNED BY JOSEPH F. BERNS, JR. AND JEANNE A. BERNS. Unanimously approved

ORD. #16 - 53

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

ORD. #16-55

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH ANTHEM TO PROVIDE A COMPREHENSIVE HEALTH INSURANCE BENEFIT TO FULL TIME VILLAGE EMPLOYEES AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #16-56

ORDINANCE AUTHORIZING THE MAYOR TO RETAIN THE LEGAL SERVICES OF THOMAS L. GABELMAN AND DECLARING AN EMERGENCY. Unanimously approved

ORD. #16-57

ORDINANCE APPROVING AN APPROPRIATION AND TRANSFER FROM THE GENERAL FUND TO THE GORMAN FARM FUND TO REFUND THE FARM FOR A CAPTIAL ASSET SALE AND DECLARING AN EMERGENCY. Unanimously approved

ORD#16-59

ORDINANCE AMENDING SECTION 674.07, REMOVAL OF TREES AND TREE LIMBS REQUIRED TO PROVIDE THE PENALTY PROVISION. Unanimously approved

RES. #16-02

RESOLUTION AUTHORIZING THE VILLAGE SOLICITOR TO FILE TO INTERVENE BEFORE THE OHIO POWER SITING BOARD TO OPPOSE THE DUKE ENERGY PIPELINE. Unanimously approved

RES. #16-03

RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF EVENDALE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED. Unanimously approved

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE # 16-54**

**ORDINANCE APPROPRIATING FUNDS AND APPOINTING  
ROBERT J. HUDNALL AS FIRE FIGHTER/PARAMEDIC FOR  
THE VILLAGE OF EVENDALE AND DECLARING AN  
EMERGENCY.**

**WHEREAS,** The Mayor of the Village of Evendale, after complying with Ordinance 258.025 to 258.029, of the Codified Ordinances of the Village of Evendale, has recommended the appointment of Robert J. Hudnall fire fighter/paramedic for the Village of Evendale; and

**WHEREAS,** The Council of the Village of Evendale concurs in the appointments described above; now, therefore,

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

**SECTION 1:** Robert J. Hudnall, is hereby employed as Fire Fighter/Paramedic. The seniority date for each shall be September 15, 2016. The starting salary for Robert J. Hudnall as a fire fighter/paramedic shall be, Step 1, \$20.32 per hour, \$58,155.84 based on 2,756 hours per year. Robert J. Hudnall Unit # 1, shall report for work beginning September 15, 2016, at 07:00 hours. The appointment is contingent upon the individual passing a pre-employment medical and psychological examination in accordance with Section 258.032 of the Codified Ordinances of the Village of Evendale. The first year of employment shall be a probationary period. After completion of the first year probationary period, if the performance rating is satisfactory, the fire fighter shall be made a regular fire fighter/paramedic. Thereafter, continued employment is conditioned upon employee's maintenance of required certifications for fire fighters and paramedics, compliance with minimum required physical standards contained in the Standard Operating Guidelines (SOG) Manual of the Evendale Fire Department and conformance to the Evendale Municipal Code.

**SECTION 2:** The following additional appropriation is hereby approved to fund additional expenses related to hiring new fire fighters/paramedics:

Fire Department:

210-219	Personnel Expenses	\$109,700.00
230-239	Contractual Services	\$1,500.00

**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 requires that the Fire Department be kept at proper strength. It shall therefore take effect and be in force immediately from and upon passage.

Approved September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

\_\_\_\_\_  
Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016  
Rules Suspended: September 13<sup>th</sup>, 2016  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016  
Emergency Section Agreed to: September 13<sup>th</sup>, 2016  
Notice of Publication: Tri-County Press, September 21<sup>st</sup>, 2016

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #16-52A**

**ORDINANCE REVERSING THE DECISION  
OF THE BOARD OF ZONING APPEALS  
AND APPROVING A VARIANCE THE  
PROHIBITION ON FENCE MATERIALS  
FOUND IN EVENDALE ZONING CODE §  
1266.09(h)(1)(A)(ii) FOR THE PROPERTY AT  
3451 SHERBROOKE DRIVE (PID 611-11-64)  
OWNED BY JOSEPH F. BERNS, JR. AND  
JEANNE A. BERNS**

- WHEREAS,** On April 13, 2016, Property Owners Joseph and Jeanne Berns submitted to the Board of Zoning Appeals (“BZA”) a request for a variance from Evendale Zoning Code (“EZC”) § 1266.09(h)(1)(A)(ii) for the property at 3451 Sherbrooke Drive (PID 611-11-64, hereinafter “subject property”); and
- WHEREAS,** The variance requested from EZC § 1266.09(h)(1)(A)(ii) would allow the installation of an electric fence on the subject property; and
- WHEREAS,** The EZC § 1266.09(h)(1)(A)(ii) prohibits fences in the “R” District from being constructed out of, “barbed wire, razor wire or any similar material”; and
- WHEREAS,** The BZA reviewed the request against the variance standards of EZC § 1284.05(c);
- WHEREAS,** The Evendale BZA denied the requested variance 4 to 1 on July 13, 2016; and
- WHEREAS,** In so doing, the BZA found that the requested variance fails to meet EZC variance standards §§ 1284.05(c)(2), (3) and (6);
- WHEREAS,** The Applicant appealed the BZA’s decision to Village Council; and
- WHEREAS,** The Village Council held a public hearing on the requested variance as required by EZC § 1284.06; and
- WHEREAS,** The Village Council has reviewed the standards of EZC § 1284.05(c), standards for variances, and considered the requested variance under those standards; and
- WHEREAS,** Several neighbors testified at the BZA hearing that they do not oppose the requested variance and do not see it as a detriment to the neighborhood; and
- WHEREAS,** The property owners testified that the other methods used to preserve their gardens have not been effective; and
- WHEREAS,** The property owner’s gardens which they seek to preserve contribute to the value of the subject property and adjacent properties and should be preserved; and
- WHEREAS,** The Village Council finds that the proposed variance to allow an electric fence in the rear yard at 1.5-2.0 volts, and three to four feet high, for the sole purpose of preserving the property owner’s gardens

by repelling deer, does not alter the character of the neighborhood, would not adversely affect the delivery of governmental services within the Village, that it is the only method which would practically preserve the owner's gardens, and that the spirit and intent of the zoning code will be observed and substantial justice done by the granting of the requested variance; and

**WHEREAS,** The Village Council finds that the proposed variance adequately meets the standards of EZC § 1284.05(c); now, therefore:

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

**SECTION 1:**The Village Council of Evendale hereby REVERSES the July 13, 2016 decision of the Evendale Board of Zoning Appeals, and APPROVES the requested variance from EZC § 1266.09(h)(1)(A)(ii) to allow the erection of an electrical fence at 3451 Sherbrooke Drive, in the "R" Residential District, with the required supermajority concurring. Village officials are authorized to take whatever steps are necessary to document said approval. This approval is conditioned upon the electric fence being limited to the areas immediately around the garden and flower beds and not used as a perimeter fence.

Approved September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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Village Clerk

Approved as to Form:

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Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016

Rules Suspended: September 13<sup>th</sup>, 2016

2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016

Notice of Publication: Tri-County Press, September 21<sup>st</sup>, 2016

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #16 - 53**

**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) Camp Safety Equipment -- \$8429.50 – Outfit new cruiser

**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 September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016  
Rules Suspended: September 13<sup>th</sup>, 2016  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016  
Emergency Section Agreed to: September 13<sup>th</sup>, 2016  
Notice of Publication: Tri-County Press, September 21<sup>st</sup>, 2016

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #16-55**

**ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT  
WITH ANTHEM TO PROVIDE A COMPREHENSIVE HEALTH INSURANCE  
BENEFIT TO FULL TIME VILLAGE EMPLOYEES AND DECLARING AN  
EMERGENCY.**

**WHEREAS,** It is the intention of the Council of the Village of Evendale to offer quality health insurance coverage to full time Village employees; and

**WHEREAS,** Evendale's Health Insurance Review Team (HIRT), and HORAN, Evendale's Health Insurance Broker, have solicited and received multiple health insurance plan design options from several third party health insurance administrators; and

**WHEREAS,** The Village's current health insurance contract with United Health Care expires September 31, 2016; and

**WHEREAS,** After considerable review and analysis of plan design options and third party administration operations, The HIRT Committee recommends enrollment in the Lumenos HSA Option E1 with Rx CE plan design ("The Lumenos Plan") offered by Anthem; and

**WHEREAS,** Enrollment in the Lumenos Plan would result in a 4.29% increase over the current premium rate for a 9 month term; and

**WHEREAS,** The Mayor and Village Council encourage and support employees engaged in wellness activities and other plan components that positively impact future premium costs

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

**SECTION 1:** The Mayor is hereby authorized to enter into a contract with Anthem for medical insurance and related coverage for Village employees in the form of coverage known as the Lumenos Plan, said plan being summarized in Attachment A.

**SECTION 2:** The Mayor is hereby authorized to enact the plan's wellness component known as the ERChHealth Academy.

**SECTION 3:** Council has determined that incentivizing proactive employees is an important part of an effective wellness program proven to help control health care costs, specifically premium rates, and improve employees' health, morale, and productivity. To encourage maximum proactive participation by employees and spouses, Village Council will provide an employee premium reduction AND a health savings account contribution as follows:

Required Activities to Qualify for Incentive

- Employees and spouses are to complete an annual preventive care screening/physical and properly submitting the provided form(s) during the Annual Preventive Care Campaign; and
- Employees are to meet with a provided onsite wellness coach at least four (4) times OR employees are to attend at least four (4) wellness educational training sessions as provided by the Wellness Committee OR a combination of both to equal four (4) total sessions/meetings between January 1, 2017 and December 31, 2017.

Premium and Health Savings Account Contributions

- All employees who meet both of the above requirements in respectively will have their Village required premium contribution reduced by 25 percent.
- All employees who meet both of the above requirements in each renewal period will have the Village’s health savings account contribution increased by 25 percent.
- This would make the effective employee contribution rates as follows:

	<u>Premium Contribution</u>	<u>Premium with incentive applied</u>
Employee	\$48.61/month	\$36.46/month
EE/Spouse	\$97.22/month	\$72.92/month
EE/Child	\$92.32/month	\$69.23/month
Family	\$155.50/month	\$116.63/month

  

	<u>HSA funding</u>	<u>HSA Funding with incentive applied</u>
Employee	\$1,440.00 by Village	\$1,800.00 by Village
EE/Spouse	\$2,880.00 by Village	\$3,600.00 by Village
EE/Child	\$2,880.00 by Village	\$3,600.00 by Village
Family	\$2,880.00 by Village	\$3,600.00 by Village

**SECTION 4:** 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 necessity to enter into a contract prior to the expiration of the existing medical insurance coverage which expires on September 30, 2016. Therefore, in order to provide ongoing medical and related coverages to the employees of the Village of Evendale and their families, this ordinance shall take effect immediately.

Approved September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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Village Clerk

Approved as to Form:

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Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016  
Rules Suspended: September 13<sup>th</sup>, 2016  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016  
Emergency Section Agreed to: September 13<sup>th</sup>, 2016  
Notice of Publication: Tri-County Press, September 21<sup>th</sup>, 2016

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #16-56**

**AN ORDINANCE AUTHORIZING THE MAYOR TO RETAIN THE  
LEGAL SERVICES OF THOMAS L. GABELMAN AND DECLARING  
AN EMERGENCY**

**WHEREAS,** Thomas L. Gabelman, a partner at the law firm of Frost Brown Todd, is uniquely skilled and experienced in complicated development and job creation and preservation matters having provided such services to Hamilton County and the City of Cincinnati in the development of the Banks and other matters; and

**WHEREAS,** the Village of Evendale has the need of similar services; 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 authorized to enter into a retainer agreement with Thomas L. Gabelman/Frost Brown Todd for services on an as-needed basis.

**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 immediate need to obtain specialized legal assistance as described above. Therefore, this ordinance shall become effective immediately.

Approved September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

\_\_\_\_\_  
Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016  
Rules Suspended: September 13<sup>th</sup>, 2016  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016  
Emergency Section Agreed to: September 13<sup>th</sup>, 2016  
Notice of Publication: Tri-County Press, September 21<sup>th</sup>, 2016



**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #16-57**

**AN ORDINANCE APPROVING AN APPROPRIATION AND  
TRANSFER FROM THE GENERAL FUND TO THE GORMAN  
FARM FUND TO REFUND THE FARM FOR A CAPITAL  
ASSET SALE 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 Village sold an asset for the farm and per agreement all farm capital asset sale funds are to be reimbursed to the farm capital purchase account; and

**WHEREAS,** Evendale sold the farm asset for \$3,255.07 and has agreed with Gorman Farm to refund those dollars to their capital account; 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 appropriated to and then transferred from the General Fund Transfer Account:

101.799.599999	\$3,255.07
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To Gorman Farm:

210.000.499999	Transfer in	\$3,255.07
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And appropriated to:

210.499.525200	Capital	\$3,255.07
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**SECTION 2:** This ordinance is declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect 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 reimburse the Gorman Farm capital account per agreement. This ordinance shall be effective upon passage.

Approved September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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Village Clerk

Approved as to Form:

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Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016

Rules Suspended: September 13<sup>th</sup>, 2016

2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016

Emergency Section Agreed to: September 13<sup>th</sup>, 2016

Notice of Publication: Tri-County Press, September 21<sup>h</sup>, 2016

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #16-59**

**A ORDINANCE AMENDING SECTION 674.07, REMOVAL OF  
TREES AND TREE LIMBS REQUIRED TO PROVIDE THE  
PENALTY PROVISION**

**WHEREAS,** While Chapter 674, Governing Trees, Weeds and Litter, provides a penalty provision for the failure to maintain noxious weeds, no penalty provision is currently provided for the failure to comply with the requirement to remove dead, dying or fallen trees; and

**WHEREAS,** This ordinance is intended to provide a clear penalty provision for the failure to remove dead, dying or fallen trees or tree limbs after having been ordered to do so; now, therefore,

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

**SECTION 1:** Section 674.07 of the Codified Ordinances of the Village of Evendale is hereby amended to add a subsection (d) Penalty to read as follows:

(d) Penalty. Any property owner who fails to comply with the notice of the building commissioner given pursuant to this Section 674.07 is guilty of a minor misdemeanor. Punishment shall be as provided in Section 698.02. Each day a violation continues is a separate offense.

Existing subsections (a), (b) and (c) shall remain in effect.

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

Approved September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

\_\_\_\_\_  
Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016

Rules Suspended:

2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016

Notice of Publication: Tri-County Press, September 13<sup>th</sup>, 2016

**VILLAGE OF EVENDALE, OHIO  
RESOLUTION #16-02**

**A RESOLUTION AUTHORIZING THE VILLAGE SOLICITOR  
TO FILE TO INTERVENE BEFORE THE POWER SITING  
COMMISSION OF OHIO TO OPPOSE THE DUKE ENERGY  
PIPELINE**

**WHEREAS,** The Village of Evendale has, by Resolution #16-01, stated its strong opposition to the proposed Duke Energy gas pipeline through the Village of Evendale; and

**WHEREAS,** In doing so, the Village of Evendale joined with other municipalities who, on behalf of their residents, have expressed a similar opposition, including Blue Ash, Amberley Village and the City of Cincinnati; and

**WHEREAS,** Intervening in the Power Siting proceeding is the next logical step in the opposition to the pipeline;

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

**SECTION I** The Village Solicitor is hereby authorized and directed to cooperate with other municipalities opposing the Duke Energy pipeline and file to intervene in the proceedings before the Power Siting Commission of Ohio.

Approved September 13<sup>th</sup>, 2016

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

\_\_\_\_\_  
Village Solicitor

1<sup>st</sup> Reading: September 13<sup>th</sup>, 2016

Rules Suspended: September 13<sup>th</sup>, 2016

2<sup>nd</sup> and 3<sup>rd</sup> Reading: September 13<sup>th</sup>, 2016

Notice of Publication: Tri-County Press, September 21<sup>st</sup>, 2016

**VILLAGE OF EVENDALE, OHIO  
RESOLUTION #16-03**

**RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF  
EVENDALE TO PREPARE AND SUBMIT AN APPLICATION TO  
PARTICIPATE IN OHIO PUBLIC WORKS COMMISSION STATE  
CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION  
IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS  
REQUIRED**

**WHEREAS,** The State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

**WHEREAS,** The Village of Evendale is planning to make capital improvements to construct a new roadway in the AeroHub development area using, in part, Local Transportation Improvement Funds

**WHEREAS,** The infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs; now, therefore,

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

**SECTION 1:** The Mayor of Evendale is hereby authorized to apply to the OPWC for funds as described above.

**SECTION 2:** The Mayor of Evendale is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Approved: September 13<sup>th</sup>, 2016

\_\_\_\_\_  
Mayor

Attest:

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

Approved as to Form:

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Village Solicitor

1st Reading: September 13, 2016  
Rules Suspended: September 13, 2016  
2nd and 3rd Reading: September 13, 2016  
Notice of publication: Tri-County Press, September 21st, 2016