



## VILLAGE OF EVENDALE ADOPTED ORDINANCES

The following ordinances were opted by the Council of the Village of Evendale at the Regular Council Meeting on April 12, 2022.

ORD #22-20

ORDINANCE APPROPRIATING FUNDS AND APPOINTING AUSTIN J DOYLE AS FIRE FIGHTER/PARAMEDIC FOR THE VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. Unanimously Approved

ORD #22-21

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A DELINQUENT DEBT COLLECTION AGREEMENT WITH THE OHIO ATTORNEY GENERAL AND DECLARING AN EMERGENCY. Unanimously Approved

ORD #22-22

AN ORDINANCE APPROVING A TRANSFER WITHIN THE FIRE DEPARTMENT AND DECLARING AN EMERGENCY. Unanimously Approved

ORD #22-23

AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE MAYOR'S COURT DEPARTMENT AND DECLARING AN EMERGENCY. Unanimously Approved

ORD # 22-24

ORDINANCE AUTHORIZING THE MAYOR TO HIRE KRISTOPHER KRETSCHMAR AS A PART-TIME FACILITY MAINTENANCE TECHNICIAN FOR THE RECREATION DEPARTMENT AND DECLARING AN EMERGENCY. Unanimously Approved

ORD #22-25

ORDINANCE PURSUANT TO OHIO REVISED CODE 3743.45(D) MAINTAINING THE BAN ON THE DISCHARGE, IGNITION OR EXPLOSION OF FIREWORKS WITHIN THE VILLAGE UNLESS AUTHORIZED PURSUANT TO A PERMIT GRANTED UNDER EVENDALE ORDINANCE SECTION 672.13 AND DECLARING AN EMERGENCY. Unanimously Approved

ORD #22-26

AN ORDINANCE APPOINTING MAYOR RICHARD FINAN AND CHIEF FISCAL AND ACCOUNTING OFFICER, CYNTHIA CARACCI TO THE HAMILTON COUNTY TAX INCENTIVE REVIEW COUNCIL AND DECLARING AN EMERGENCY. Unanimously Approved

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #22-20**

**ORDINANCE APPROPRIATING FUNDS AND APPOINTING  
AUSTIN J DOYLE 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 Austin J Doyle 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:** Austin J Doyle, is hereby employed as Fire Fighter/Paramedic retroactive to the start date and seniority date described herein. The seniority date for Austin J Doyle shall be April 6, 2022. The starting salary for Austin J Doyle as a fire fighter/paramedic shall be, Step 1, \$22.78 per hour, \$62,781.68 based on 2,756 hours per year. Austin J Doyle, Unit # 2, as well as granting him four (4) vacation days shall report for work beginning April 6, 2022, 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:** 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 retroactively to April 6, 2022 because the public welfare requires that the Fire Department be kept at proper strength and there was an immediate need for additional staff. It shall therefore take effect and be in force immediately from and upon passage.

Approved April 12, 2022

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

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: April 12, 2022  
Rules Suspended: April 12, 2022  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: April 12, 2022  
Emergency Section Agreed to: April 12, 2022  
Notice of Publication: April 20<sup>th</sup>, 2022

**VILLAGE OF EVENDALE  
ORDINANCE #22-21**

**ORDINANCE AUTHORIZING THE MAYOR  
TO ENTER INTO A DELINQUENT DEBT COLLECTION AGREEMENT  
WITH THE OHIO ATTORNEY GENERAL AND DECLARING AN EMERGENCY**

**WHEREAS,** the Attorney General of Ohio offers a Delinquent Debt Collection Program in which local governments may voluntarily participate; and

**WHEREAS,** under that Program, the Village of Evendale may assign certain types of debts to be collected by the Attorney General, including municipal income taxes; and

**WHEREAS,** the Village staff debt collection currently includes writing up to four letters regarding a past-due tax amount including certified letters, followed up by phone calls and ultimately, assignment to the Police Department citing the taxpayer to Mayor's Court; and

**WHEREAS,** the Attorney General program has debt collection resources not granted to the Tax Administrator of a municipality, which include skip-tracing for updated contact information and offsetting federal tax refunds, state tax refunds, as well as lottery and racino winnings for collection of the debt; and

**WHEREAS,** the Tax Administrator anticipates that due to additional changes directed by the State legislature limiting the scope of municipal income tax compliance enforcement, time and resources will be at a premium and significant benefits to the Village would be obtained by being able to assign an estimated two to three dozen tax collection matters per year to the Attorney General for collection; and

**WHEREAS,** From time to time the Village may find it beneficial to use the Attorney General's Collection Program to recover other debts which qualify for the Program; and

**WHEREAS,** the Attorney General's Collection Program allows the Attorney General to assign their costs of collection to the debtor and not the Village, 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 is hereby authorized to execute a Delinquent Debt Collection Agreement between the Ohio Attorney General and the Village of Evendale, substantially in the form of the example attached hereto, including, determining the appropriate service level agreement as described in Exhibit C to the attached draft.

**SECTION 2:** This Ordinance is declared to be an emergency measure necessary to preserve the health, safety and general welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village. The reason for said emergency is to create additional time for the tax administrator in the performance of her duties, and in order to address the changing nature of municipal tax collection work in order to have time to better serve both the Village and its taxpayers. Therefore, this Ordinance shall become effective immediately.

Approved April 12, 2022

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: April 12, 2022

Rules Suspended: April 12, 2022

2<sup>nd</sup> and 3<sup>rd</sup> Reading: April 12, 2022

Emergency Section Agreed to: April 12, 2022

Notice of Publication: April 20<sup>th</sup>, 2022

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

**AN ORDINANCE APPROVING A TRANSFER WITHIN THE FIRE  
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 Fire Department is transitioning to a new data collection, personnel/asset management reporting system because the former system is no longer being supported; and,

**WHEREAS,** The Fire Department has excess funds in the tuition reimbursement budget line that will cover the transition cost; and,

**WHEREAS,** A transfer of funds is necessary to fund the cost of the reporting system upgrade; now

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

**SECTION 1:** The following sum is transferred within the Fire Department:

From:		
101.102.521217	Tuition Reimbursement	\$6,000.00
To:		
101.102.524200	Operating Expense	\$ 6,000.00

**SECTION 2:** These appropriated funds are authorized to be expended for the upgrade of the data collection, personnel/asset management reporting system.

**SECTION 3:** This ordinance is declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the public welfare and daily operations of the Village require that line items within Fund budgets not exceed the appropriation amounts approved by Council and it is in the public interest to have a usable reporting system in the Fire Department. This ordinance shall be effective upon passage.

Approved April 12, 2022

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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Village Law Director

1<sup>st</sup> Reading: April 12, 2022  
Rules Suspended: April 12, 2022  
2<sup>nd</sup> and 3<sup>rd</sup> Reading: April 12, 2022  
Emergency Section Agreed to: April 12, 2022

Notice of Publication: April 20<sup>th</sup>, 2022

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #22-23**

**AN ORDINANCE APPROVING A TRANSFER FROM THE  
CONTINGENCY FUND TO THE MAYOR'S COURT 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 Mayor's Court is becoming more active post pandemic and has used the public defender services more frequently in 2022; and

**WHEREAS,** Funds are required to supplement the expense line item in order to pay for the public defender services needed; and

**WHEREAS,** Funding is available in the contingency line item to supplement the funds necessary; now

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

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

101.799.579900	\$ 2,000.00
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To the 703 Mayor's Court Department:

101.703.523430 Legal Counsel	\$ 2,000.00
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**SECTION 2:** These appropriated funds are authorized to be expended for legal professional services in the Mayor's Court Department.

**SECTION 3:** This ordinance is declared to be an emergency measure by a concurrence of six members of Council, it being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale, or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the public welfare and daily operations of the Village require that line items within Fund budgets not exceed the appropriation amounts approved by Council and it is in the public interest to provide funding for legal professional services used in the Mayor's Court. This ordinance shall be effective upon passage.

Approved April 12, 2022

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: April 12, 2022

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Emergency Section Agreed to: April 12, 2022

Notice of Publication: April 20<sup>th</sup>, 2022

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE # 22-24**

**ORDINANCE AUTHORIZING THE MAYOR TO HIRE  
KRISTOPHER KRETSCHMAR AS A PART-TIME  
FACILITY MAINTENANCE TECHNICIAN FOR THE  
RECREATION DEPARTMENT AND DECLARING AN  
EMERGENCY**

**WHEREAS**, the Council of the Village of Evendale has enacted Chapter 258 of the Codified Ordinances of the Village of Evendale, requiring authorization by Council for the Mayor to hire a part-time employee; and,

**WHEREAS**, the Mayor has recommended the hiring of Kristopher Kretschmar as part-time Facility Maintenance Technician for the Recreation Department; and,

**WHEREAS**, the Mayor and the administration has fully complied with Section 260.06(a) of the Codified Ordinances of the Village of Evendale; now

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

**SECTION 1:** The following person may be employed, effective April 12, 2022 by the Mayor of the Village of Evendale as a part-time Facility Maintenance Technician for the Recreation Department at an hourly rate established below:

Kristopher Kretschmar:      Hourly Pay:    \$21.00

**SECTION 2:** This ordinance is hereby declared to be an emergency measure by a concurrence of six 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, 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 in order to ensure that the Village Recreational Department has the staffing necessary to provide for and to perform its critical functions to, in this case involving child care, the Village and its citizens. Therefore, this ordinance shall be effective upon passage.

Approved April 12, 2022

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: April 12, 2022

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Emergency Section Agreed to: April 12, 2022

Notice of Publication: April 20<sup>th</sup>, 2022

**VILLAGE OF EVENDALE, OHIO  
ORDINANCE # 22-25**

**ORDINANCE PURSUANT TO OHIO REVISED CODE 3743.45(D)  
MAINTAINING THE BAN ON THE DISCHARGE, IGNITION OR  
EXPLOSION OF FIREWORKS WITHIN THE VILLAGE UNLESS  
AUTHORIZED PURSUANT TO A PERMIT GRANTED UNDER EVENDALE  
ORDINANCE SECTION 672.13  
AND DECLARING AN EMERGENCY**

**WHEREAS,** the state of Ohio has adopted a statute greatly liberalizing the use of fireworks within the state of Ohio pursuant to Ohio Revised Code 3743.45 which becomes effective on July 1, 2022; and

**WHEREAS,** that new law specifically authorizes municipal corporations to ban the discharge, ignition or explosion of fireworks within the municipality; and

**WHEREAS,** Evendale has long prohibited the use of fireworks in the Village pursuant to Evendale's Municipal Code Section 672.12 unless used in a public fireworks exhibition permitted pursuant to Evendale Municipal Code Section 672.13; and

**WHEREAS,** the Village of Evendale desires to continue to control the use of fireworks within the Village pursuant to its current Ordinances; now, therefore,

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

**SECTION 1:** Pursuant to the home rule powers of the Village of Evendale provided in the Constitution of the State of Ohio and recognized implicitly in Ohio Revised Code Section 3743.45 (D), the Village of Evendale hereby continues to ban the discharge, ignition or explosion of fireworks, whether purchased pursuant to Ohio Revised Code Section 3743.45, or otherwise obtained, as is currently further regulated by Evendale Municipal Code Section 672.12. The only exception to this ban is those public firework displays permitted pursuant to Evendale Municipal Code 672.13.

**SECTION 2:** This Ordinance is hereby declared to be an emergency measure necessary to protect the health, safety and general welfare of the Village of Evendale and its citizens or to provide for the daily operation of a department or office of the Village of Evendale. The reason for said emergency is to make it clear, as soon as possible, that the ban on setting off fireworks in the Village of Evendale continues in place in spite of the adoption of the new state law which permits the explosion of fireworks elsewhere. Therefore, this Ordinance shall become effective immediately.

Approved April 12, 2022

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

1<sup>st</sup> Reading: April 12, 2022

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Emergency Section Agreed to: April 12, 2022

Notice of Publication: April 20<sup>th</sup>, 2022



**VILLAGE OF EVENDALE, OHIO  
ORDINANCE #22-26**

**AN ORDINANCE APPOINTING MAYOR RICHARD FINAN AND  
CHIEF FISCAL AND ACCOUNTING OFFICER, CYNTHIA  
CARACCI TO THE HAMILTON COUNTY TAX INCENTIVE  
REVIEW COUNCIL AND DECLARING AN EMERGENCY**

**WHEREAS,** pursuant to Section 5709.61, et. al. of the Ohio Revised Code, the Village of Evendale is included in an area of Hamilton County designated as an enterprise zone; and

**WHEREAS,** all Evendale enterprise zone and community reinvestment agreements are reviewed annually by the Hamilton County Tax Incentive Review Council and the Village of Evendale is entitled to appoint two members to the Tax Incentive Review Council; now, therefore:

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

**SECTION 1:** Mayor Richard Finan and Chief Fiscal and Accounting Officer Cynthia Caracci are hereby appointed as Evendale's members to the Hamilton County Tax Incentive Review Council for terms to expire December 31, 2022, unless earlier replaced by action of this Council.

**SECTION 2:** BE IT FURTHER ORDAINED that the Council of the Village of Evendale hereby finds and determines that all formal actions relative to the passage of this Ordinance or taken in an open meeting of this Council, that all deliberations of Council which resulted in formal action regarding this matter were taken in meetings open to the public in full compliance with the applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

**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 or to provide for the daily operation of a department or office of the Village. The reason for the emergency is to ensure that Evendale has members on the County Tax Incentive Review Council in a timely fashion so that they are able to take part in the review of matters particularly involving the Village of Evendale. Therefore this Ordinance shall become effective immediately.

Approved April 12, 2022

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Mayor, Village of Evendale

Attest:

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

Approved as to Form:

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

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