



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 April 11, 2023.

ORD #23-15

AN ORDINANCE DESIGNATING JP MORGAN CHASE BANK AS A DEPOSITORY FOR ACTIVE/INTERIM FUNDS AND RED TREE INVESTMENTS/US BANK/STAR OHIO AS A DEPOSITORY FOR INACTIVE/INTERIM FUNDS FOR THE VILLAGE OF EVENDALE FOR THE PERIOD OF FIVE YEARS FROM JUNE 1, 2024 AND ENDING MAY 30, 2029 AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT AND DECLARING AN EMERGENCY. (Unanimously Approved)

ORD #23-22

AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE GORMAN HERITAGE FARM FUND AND APPROVING AN ADDITIONAL APPROPRIATION TO THE GORMAN FARM CAPITAL ACCOUNT AND DECLARING AN EMERGENCY. (Unanimously Approved)

ORD #23-23

ORDINANCE AUTHORIZING MAYOR TO ENTER INTO CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE 2023 STREET IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY. (Unanimously Approved)

ORD #23-24

AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE COMMUNITY ENVIRONMENT DEPARTMENT AND DECLARING AN EMERGENCY. (Unanimously Approved)

ORD#23-25

ORDINANCE MAKING APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS IN VILLAGE OF EVENDALE AND DECLARING AN EMERGENCY. (Unanimously Approved)

**VILLAGE OF EVENDALE, OHIO
ORDINANCE # 23-15**

AN ORDINANCE DESIGNATING JP MORGAN CHASE BANK AS A DEPOSITORY FOR ACTIVE/INTERIM FUNDS AND RED TREE INVESTMENTS/US BANK/STAR OHIO AS A DEPOSITORY FOR INACTIVE/INTERIM FUNDS FOR THE VILLAGE OF EVENDALE FOR THE PERIOD OF FIVE YEARS FROM JUNE 1, 2024 AND ENDING MAY 30, 2029 AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT AND DECLARING AN EMERGENCY

WHEREAS, deposit requirements for public moneys are set out in Section 135.12 of the Ohio Revised Code; and,

WHEREAS, those Sections permit the Village to designate the public depositories of the Village; and,

WHEREAS, the Village adopted Resolution # 23-01 to comply with the Ohio Uniform Depository Act, and undertook a period of advertising and notice as is required by the Act, advertising a newspaper of general circulation for two consecutive weeks; and,

WHEREAS, Village Council deems it in the best interest of the Village to authorize the Mayor to enter into an agreement with JP Morgan Chase Bank and Red Tree Investments; now, therefore,

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

SECTION 1: JP Morgan Chase Bank is hereby designated as a depository of the active and interim funds of the Village of Evendale, Ohio for a period of five years commencing on June 1 2024, and ending on May 30, 2029.

SECTION 2: Red Tree Investments/US Bank/Star OHIO is hereby designated as a depository of the inactive and interim funds of the Village of Evendale, Ohio for a period of five years commencing on June 1, 2024, and ending on May 30, 2029.

SECTION 3: The Chief Fiscal & Accounting Officer is hereby authorized to agree to the pooling of the securities with those institutions that meet the criteria as set forth in Section 135.18 and 135.19 of the Ohio Revised Code.

SECTION 4: The Chief Fiscal & Accounting Officer is hereby authorized to notify the Council of the Village of Evendale and recommend a different designated depository for the remainder of the designated five year period commencing on June 1 2024, and ending on May 30, 2029 should either institution or its successors, become insolvent or operate in an unsound or unsafe manner as described in Section 135.12 of the Ohio Revised Code.

SECTION 5: The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council: and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 6: This ordinance is hereby 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 of Evendale and its residents 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 make this designation as soon as

possible in order to invest the Village's funds. Therefore, this Ordinance shall therefore take effect immediately upon adoption.

Approved: April 11, 2023

Mayor

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: April 11, 2023

Rules Suspended: April 11, 2023

2nd and 3rd Reading: April 11, 2023

Emergency Section Agreed to: April 11, 2023

Notice of publication: Cincinnati Court Index, April 26, 2023

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

AN ORDINANCE APPROVING A TRANSFER FROM THE CONTINGENCY FUND TO THE GORMAN HERITAGE FARM FUND AND APPROVING AN ADDITIONAL APPROPRIATION TO THE GORMAN FARM CAPITAL ACCOUNT 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 tractor and truck currently used at the farm have well exceeded their life expectancies with excessive hours and mileage recorded; and
- WHEREAS,** The Village of Evendale is required by the 2015 Contract with Gorman Heritage Farm to replace inoperable equipment on the Minimum Equipment List (Exhibit C) for purposes of performing the required work of the farm; and
- WHEREAS,** The Gorman Heritage Farm received approval to purchase necessary equipment to perform the required duties of the farm; and
- WHEREAS,** Funds are required to supplement the capital expense line item in order to pay for the equipment; 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	Transfer Out	\$ 75,000.00
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To the 210 Gorman Farm Fund:

210.000.499999	Transfer in	\$ 75,000.00
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And the following sum is appropriated from the unappropriated Gorman Farm Fund (210) to the following line:

210.499.525200	Capital Improvements	\$75,000.00
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SECTION 2: These appropriated funds are authorized to be expended for the purchase of a Tractor and a Truck.

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. 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 farm equipment as soon as possible in order to maintain the operations of Gorman Heritage Farm. This ordinance shall be effective upon passage.

Approved: April 11, 2023

Mayor

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: April 11, 2023

Rules Suspended: April 11, 2023

2nd and 3rd Reading: April 11, 2023

Emergency Section Agreed to: April 11, 2023

Notice of publication: Cincinnati Court Index, April 26, 2023

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

**ORDINANCE AUTHORIZING MAYOR TO
ENTER INTO CONTRACT WITH THE
LOWEST AND BEST BIDDER FOR THE
2023 STREET IMPROVEMENTS PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, the Village of Evendale has received bids for the 2023 Street Improvements 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 Neyra Construction Inc., DBA Neyra Paving as the lowest and best bid;

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

SECTION 1: The bid of Neyra Construction, Inc., DBA Neyra Paving in the amount of \$578,949.00 is hereby accepted. The Mayor is authorized to enter into a contract with Neyra Construction Inc., DBA Neyra Paving for this project.

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

101.799.579900	Contingencies	\$79,000.00
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To the General Fund Transfer out account:

101.799.599999	Transfer Out	\$79,000.00
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And then transferred to the (400) Capital Fund account:

400.000.499999	Transfer In	\$79,000.00
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The funds are then appropriated to the following line in the Capital Fund (400):

400.201.525502	Street Improvement Project	\$79,000.00
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SECTION 3: This ordinance is declared to be an emergency by a concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the public welfare requires the bids to be accepted as soon as possible so the streets may be improved as soon as possible. This ordinance shall be effective upon passage.

Approved: April 11, 2023

Mayor

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: April 11, 2023

Rules Suspended: April 11, 2023

2nd and 3rd Reading: April 11, 2023

Emergency Section Agreed to: April 11, 2023

Notice of publication: Cincinnati Court Index, April 26, 2023

**VILLAGE OF EVENDALE, OHIO
ORDINANCE #23-24**

**AN ORDINANCE APPROVING A TRANSFER FROM THE
CONTINGENCY FUND TO THE COMMUNITY ENVIRONMENT
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,** Tri-State Trails is in process of doing a feasibility study to create a trail along the Sharon Creek from Evendale up through Sharonville to the Sharonville park; and
- WHEREAS,** The individual communities along the creek are asked to contribute to the study as the project will improve property value along the creek area both financially and to the community health and wellbeing; and
- WHEREAS,** The Village received a grant from Hamilton County Public Health for \$7,500 which will be used to defray the cost of the Village contribution and related printing costs; and
- WHEREAS,** Funds are required to supplement the Millcreek Interim Funding expense line in order to pay for the cost which was not previously budgeted; 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	\$ 20,000.00
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To the 499 Community Environment:

101.499.523422 Millcreek Interim Funding	\$ 20,000.00
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SECTION 2: These appropriated funds are authorized to be expended for feasibility study of trails along the Sharon Creek.

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 walking trails along the creek which will enhance property value in the Village. This ordinance shall be effective upon passage.

Approved: April 11, 2023

Mayor

pAttest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: April 11, 2023

Rules Suspended: April 11, 2023

2nd and 3rd Reading: April 11, 2023

Emergency Section Agreed to: April 11, 2023

Notice of publication: Cincinnati Court Index, April 26, 2023

**VILLAGE OF EVENDALE
ORDINANCE #23-25**

**ORDINANCE MAKING APPOINTMENTS TO
VARIOUS BOARDS AND COMMISSIONS IN THE VILLAGE OF EVENDALE
AND DECLARING AN EMERGENCY**

WHEREAS, there are vacancies on numerous boards and commissions within the Village of Evendale; and,

WHEREAS, the Mayor has recommended various qualified individuals to serve on those boards and commissions.

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

SECTION 1: Due to the recent good standing resignation of Planning Commission member Arnie Schaewe, who is moving outside of the Village of Evendale, the following individual is appointed to fill the unexpired term of Mr. Schaewe.

Planning Commission

Term Ends

Tom Shanks

12/31/2024

SECTION 2: Chris Patterson is reappointed to the Planning Commission beginning retroactively on January 1, 2023 to a four-year term ending December 31, 2027

SECTION 3: David Harwood is reappointed to the Board of Zoning Appeals beginning retroactively on January 1, 2023, to a five-year term ending December 31, 2028

SECTION 4: This ordinance is declared to be an emergency by a concurrence of six members of Council, being necessary to preserve the public peace, order, safety, health or welfare of the Village of Evendale or to provide for the daily operation of a department or office of the Village of Evendale. It is necessary that this measure be put into immediate effect because the daily operation of the boards and commissions listed above requires full membership to properly operate. This ordinance shall be effective upon passage.

Approved: April 11, 2023

Mayor

Attest:

Village Clerk

Approved as to Form:

Village Law Director

1st Reading: April 11, 2023

Rules Suspended: April 11, 2023

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