



City of Powell, Ohio

ORDINANCE 2015-06

Adopted February 3, 2015

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO MAKE PAYMENT ON AN INVOICE FROM COCHRAN ELECTRIC FOR CONTRACTED ELECTRICAL SERVICES, AND DECLARING AN EMERGENCY.

WHEREAS, Cochran Electric provided to the City of Powell during 2014 for contracted electrical services to repair a street light pole; and,

WHEREAS, insurance reimbursement for this repair has been requested to pay for the damage to the pole caused by an accident; and

WHEREAS, after these services were rendered, the City received an invoice for \$3,855.00 for which a purchase order, with a prior certification of availability of funds by the City Finance Director, had not been obtained; and

WHEREAS, Section 5705.41 (D)(1) of the Ohio Revised Code provides that in certain circumstances a subdivision may authorize payment on a contract executed without prior certification by the subdivision's Finance Director; and

WHEREAS, the City Council now has before it a certificate from the Finance Director certifying there was at the time that the invoices were due and at the time of the execution of such certificate a sufficient sum appropriated for the purpose of such invoice and in the treasury or in process of collection to the credit of an appropriate fund free from any encumbrances (a "then and now certificate"); and

WHEREAS, less than thirty days have passed since City Council's receipt of the certificate from the Finance Director; and

WHEREAS, the City Council desires to satisfy the obligation of that invoice;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section 1: That City Council hereby acknowledges receipt of a "then and now certificate" from the Finance Director, and authorizes and directs the Finance Director to draw a warrant in the amount of \$3,855.00 payable to Cochran Electric.

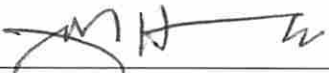
Section 2: That this ordinance is hereby declared to be an emergency measure, necessary for the preservation of the public health, safety and welfare, such emergency arising from the need to comply with statutory timelines concerning "then and now certificates"; wherefore, this ordinance shall take effect and be in force from and after its passage.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of this Council and any of the decision making bodies of the City of Powell which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the City of Powell, Delaware County, Ohio.

Section 4: That this Ordinance shall take effect immediately upon its adoption.

VOTE ON RULES SUSPENSION: Y 7 N 0


VOTE ON ORDINANCE 2015-06: Y 7 N 0



Jim Hrivnak
Mayor

2-17-15

Date



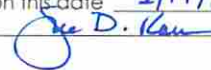
Sue D. Ross
City Clerk

2/17/2015

Date

EFFECTIVE DATE: February 3, 2015



This legislation has been posted in accordance with the City Charter on this date 2/19/2015.


Sue D. Ross
City Clerk

City Council

Jim Hrivnak, Mayor

Jon Bennehoof

Frank Bertone

Tom Counts

Mike Crites

Richard Cline

Brian Lorenz