

REQUESTED BY:
BROWN

LAW DEPARTMENT
DRAFT NO. 0189

TITLE

AN ORDINANCE FOR THE PURPOSE OF AUTHORIZING
THE PAYMENT OF SPECIFIC ORDERS OR CONTRACTS
UPON RECEIPT OF CERTIFICATION OF THE FISCAL
OFFICER OF THE SUFFICIENCY OF FUNDS FOR SAID
EXPENDITURES, AND DECLARING AN EMERGENCY.

ORDINANCE NO. 13071/2021

WHEREAS, there exists the Ohio Revised Code that stipulates that no orders or contracts involving the expenditure of money are to be made unless there is a certificate of the fiscal officer that the amount required for the order or contract has been lawfully appropriated and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

WHEREAS, departments of the City of Warren did violate this section of the Ohio Revised Code; and

WHEREAS, there exists an exception to the Ohio Revised Code that provides that, if the fiscal officer can certify that both at the time that the orders or contracts were made and at the time that the certification is being made, sufficient funds were available or in the process of collection, to the credit of the proper fund, properly appropriated and free from any previous encumbrance, the legislative authority can authorize the payment of said orders or contracts; NOW THEREFORE

BE IT ORDAINED by the Council of the City of Warren, State of Ohio:

Section 1: That the fiscal officer of the City of Warren, State of Ohio, has provided proper certification to this City Council that both at the time that the following orders or contracts were made and at the time that the certification is being made, sufficient funds were available or in the process of collection, to the credit of the proper fund, properly appropriated and free from any previous encumbrance as required by ORC Section 5705.41(D).

Section 2: That the Legislative Authority of the City of Warren, State of Ohio, does hereby authorize the payment of said orders or contracts as listed in Section 3 of this Ordinance.

Section 3: That said orders or contracts above mentioned consist of the following:

1. \$3,983.00 – Neptune Equipment Co. – Equipment Maintenance – Water Department
2. \$4,973.00 – ASAP Sanitary Services LLC – Portable Restrooms – Operations
3. \$23,257.67 – Mazanec, Raskin & Ryder Co. LPA – Legal Fees– Law Department

Section 4: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, welfare and safety, and for the further reason that the aforementioned obligations of the City of Warren may be satisfied at the earliest possible time and without undue delay. WHEREFORE, this Ordinance shall go into immediate effect.

Passed in Council this 10TH day of November, 2021.

SIGNED: James Burke ATTEST: Brenda Smith
PRESIDENT OF COUNCIL CLERK

FILED WITH THE MAYOR: 11-10-2021

DATE APPROVED: 11-10-2021

[Signature]
MAYOR, CITY OF WARREN, OHIO