

ORDINANCE 2020-21

AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT AWARD FROM THE BUREAU OF WORKERS' COMPENSATION IN THE AMOUNT OF \$40,000.00 TOWARD THE PURCHASE OF A 350-GALLON VACUUM EXCAVATOR AND VALVE EXERCISER, AUTHORIZING AND DIRECTING THE EXPENDITURE OF THE REMAINDER OF THE PURCHASE PRICE OF THE EXCAVATOR AND EXERCISER FROM FUND NUMBER 5101-539-590 (OTHER – CAPITAL OUTLAY), AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Commercial Point has applied for and received a grant in the amount of \$40,000.00 from the Ohio Bureau of Workers' Compensation to be put toward the purchase price of the Vacuum Excavator and Valve Exerciser; and

WHEREAS, the Village of Commercial Point must pay the remainder of the purchase price of the Vacuum Excavator and Valve Exerciser, which is estimated at \$38,735.00; and

WHEREAS, the grant moneys received from the Bureau of Workers' Compensation must be used toward the purchase price of the Vacuum Excavator and Valve Exerciser; and

WHEREAS, Council wishes to appropriate the \$40,000.00 grant award to Fund Number 5101-539-590 (Other – Capital Outlay) pursuant to its authority under Ohio Revised Code Section 5705.40; and

WHEREAS, Council wishes to pay for the Village's portion of the Vacuum Excavator and Valve Exerciser costs out of Fund Number 5101-539-590 (Other – Capital Outlay); and

WHEREAS, Fund Number 5101-539-590 presently has sufficient moneys already appropriated by Council as part of the 2020 permanent budget to cover the Village's portion of the Vacuum Excavator and Valve Exerciser costs; and

WHEREAS, the Bureau of Workers' Compensation requires the Village to purchase the Vacuum Excavator and Valve Exerciser within ninety (90) days of receipt of the grant award.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF COMMERCIAL POINT, OHIO, THAT:

Section 1. Council hereby accepts the grant award of \$40,000.00 from the Bureau of Workers' Compensation to be put toward the purchase price of an E.H. WACHS 350-Gallon Vacuum Excavator and Valve Exerciser.

Section 2. Council hereby appropriates the grant award amount of \$40,000.00 to Fund Number 5101-539-590 (Other – Capital Outlay).

Section 3. Council hereby authorizes and directs the Village Fiscal Officer to use the appropriated \$40,000.00 described in Section 2 toward the payment of the E.H. WACHS 350-Gallon Vacuum Excavator and Valve Exerciser.

Section 4. Council hereby authorizes and directs the Village Fiscal Officer to pay for the Village's portion of the remaining cost of the Vacuum Excavator and Valve Exerciser, estimated at approximately \$38,735.00, out of Fund Number 5101-539-590.

Section 5. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and of any other committees that result in such formal action were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 6. This Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately from and after its passage. This emergency measure is necessary for the health, safety and welfare of the residents of Commercial Point, as such emergency arises out of the need to appropriate

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said monies within the time restraints outlined by the Bureau of Workers' Compensation and to purchase the Vacuum Excavator and Valve Exerciser within ninety (90) days of receipt of the grant award.

Vote on Suspension of the Readings:

Motion by: Jason Thompson

2nd: Bruce Moore

Roll Call:

Yes Bruce Moore

Yes Tracy Joiner

Yes Jason Thompson

 Aaron Grassel

Yes Ryan Mitchem

Yes Laura Wolfe

Vote on Passage of the Ordinance:

Motion by: Jason Thompson

2nd: Laura Wolfe

Roll Call:

Yes Bruce Moore

Yes Tracy Joiner

Yes Jason Thompson

 Aaron Grassel

Yes Ryan Mitchem

Yes Laura Wolfe

Adopted this 5th day of October, 2020.



Bruce Moore, Acting Mayor



Wendy L. Hastings, Fiscal Officer

Approved as to Form:



Joshua Cartee, Village Solicitor