

SPONSOR: \_\_\_\_\_

## RESOLUTION NO. 16-06

A RESOLUTION AUTHORIZING A THEN AND NOW CERTIFICATE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ohio Revised Code Section 5705.41(D), the issuance of a then and now certificate is permitted; and

WHEREAS, the Jackson City Council now desires to approve the then and now certificate.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:


**Section 1.** The Jackson City Council hereby authorizes and approves the Then and Now Certificate, a copy of which is attached hereto as Exhibit "A", and made a part hereof.

**Section 2.** This Resolution is hereby is hereby declared to be an emergency Resolution necessary for the immediate preservation of the public peace, health, or safety of the City of Jackson, and for the further reason that the Jackson City Council must act promptly in approving the Then and Now Certificate. Therefore, this Resolution shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

**Section 3.** In the event this Resolution receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Resolution shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

**Section 4.** This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this resolution were taken in an open meeting of this Council and that all deliberations of this Council that resulted in those formal actions were in meetings open to the public, all in compliance with the law.


Date: May 9, 2006

  
PRESIDENT OF COUNCIL

  
CLERK OF COUNCIL

Approved:

Date: 5/10/06

  
MAYOR

# MEMO

**Date:** 4/19/2006  
**To:** Jack Detty, Law Director  
**From:** Wendy Sexton, Deputy Auditor  
**RE:** Resolution Approving a Then and Now Certificate

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Please prepare a Resolution for the next City Council meeting that approves a Then and Now Certificate for the following expenses:

Vendor	Line Item	Amount	Description
Sexton's Excavating	228-7625-53072	\$ 16,172.50	Creek Cleaning

This should be passed as an emergency if you determine that it falls within the guidelines as being an emergency.

PT. 1-WHITE - VENDOR  
PT.2-YELLOW - FILE

PT. 3-PINK - AUDITOR

# CITY OF JACKSON

**PURCHASE ORDER**  
NO. 0000068158  
(APPENDIX 8.6)

145 BROADWAY STREET  
JACKSON, OHIO 45640-1656

**DELIVER AND  
SHIP TO  
THIS DEPT.  
AND DIVISION**

MAYOR / SERVICE DIR OFFICE  
CITY OF JACKSON  
145 BROADWAY STREET  
JACKSON, OH 45640

**NAME  
AND ADDRESS  
OF VENDOR**

SEXTON'S EXCAVATING (500345)  
2334 SMITH BRIDGE RD  
JACKSON OH 45640

PURCHASE ORDER DATE: 04/12/2006  
CONTRACT NO.

GUARANTEED DELIVERY DATE

EXCISE OR SALES TAX DO NOT APPLY TO CITY

**TERMS:**  
CASH DISCOUNTS WILL BE FIGURED FROM DATE  
ACCOUNTING OFFICE RECEIVES VENDOR'S INVOICE

By shipping the goods below or by acknowledging receipt of this order or by performing the work below you agree to the terms and conditions of sale which appear on the face. Any different or additional terms in your acceptance of this offer are hereby objected to.

LINE NO.	DESCRIPTION	ACCOUNT CODE	QUANTITY	UNIT PRICE	AMOUNT
001	CREEK CLEANING FROM HURON ST TO BURLINGTON RD	228-7625-53072	0.00	.00	6727.50
002	INVOICE # 425289				
003	CREEK CLEANING FROM S. OF VAUGHN ST TO S. OF DICKASON ST.	228-7625-53072	0.00	.00	9435.00
004	INVOICE # 425286				
005					

**TOTAL AMOUNT NOT TO EXCEED 16172.50**

- INSTRUCTIONS TO VENDORS**
- THIS ORDER IS NOT VALID UNLESS SIGNED BY THE CITY AUDITOR FOR AVAILABILITY OF FUNDS.
  - MAIL INVOICES IN DUPLICATE TO THE ACCOUNTS PAYABLE OFFICE.
  - DELIVERY MUST BE PREPAID TO DESTINATION SHOWN ABOVE. THE CITY WILL NOT PAY FREIGHT OR EXPRESS FEES.
  - NO CHANGE MAY BE MADE IN THIS ORDER WITHOUT WRITTEN CONSENT OF THE FINANCE DIRECTOR.

**AUDITOR'S CERTIFICATE**

It is hereby certified that the amount of \$ \_\_\_\_\_ required to meet the contract, agreement, obligation, payment of expenditure for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the City Treasury or in process of collection to the credit of the \_\_\_\_\_ fund free from any obligation or certification now outstanding.

4-12-06  
DATED

*[Signature]*  
AUDITOR  
This order not valid unless City Auditor's Certificate is signed.

**IMPORTANT PLEASE NOTE** THE PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, PACKAGES, PACKING SLIPS, SHIPPING PAPERS AND ON ALL CORRESPONDENCE





**BOARD OF CONTROL  
MINUTES OF MEETING  
April 12, 2006  
10:55a.m.**

**Present:** Shane Goodman (Mayor), Bryan Davis (Director of Public Safety), and Felicia Walls (Administrative Assistant)

**Item Discussed:**

- 1) SHELLY & SANDS, Ord #70-06, 2006 Paving Project, to be taken from line items #222-7610-54004 (\$23,282.40), #223-7615-54004 (\$40,000.00), #227-7215-54004, (\$10,000.00), #228-7625-54004 (\$95,000.00), in the total amount of \$168,282.40. Motion to approve by Shane; seconded by Bryan; all in favor; motion carried.
- 2) RUMPKE, Charges for 3/1/06 - 3/31/06, Disposal (\$6,964.66) and Surcharge (\$2,524.66), to be taken from line item #721-7540-53002, in the total amount of \$9,489.32. Motion to approve by Bryan; seconded by Shane; all in favor; motion carried.
- 3) JOHN CLARK OIL, March 2006 Charges, to be taken from line items #110-7110-53036 (\$2,349.14), #110-7730-53036 (\$35.87), #222-7610-53036 (\$543.40), #332-7920-53036 (\$271.67), #701-7510-53036 (\$177.09), #708-7510-53036 (\$611.72), #711-7525-53036 (\$608.17), #717-7525-53036 (\$330.49), #721-7540-53036 (\$1,931.30), #731-7555- 53036 (\$1,573.06), #736-7555-53036 (\$221.43), #760-7320-53036 (\$132.79), in the total amount of \$8,786.13. Motion to approve by Bryan; seconded by Shane; all in favor; motion carried.
- 4) AEP, Usage 2/24/06 to 3/27/06, ACCT #107-135-820-1-2, to be taken from line item #701-7510-53003, in the total amount of \$7,828.32. Motion to approve by Bryan; seconded by Shane; all in favor; motion carried.
- 5) SEXTON'S EXCAVATING, creek cleaning from south of Vaughn to south of Dickason, to be taken from line item 228-7625-53072, in the total amount of \$9,435.00. Motion to approve by Bryan; second by Shane; all in favor; motion carried.
- 6) SEXTON'S EXCAVATING, creek cleaning from Huron (east of) to Burlington, to be taken from line item 228-7625-53072, in the total amount of \$6,737.50 (includes credit adjustment of \$200.00 for billing error on prior bill). Motion to approve by Shane; second by Bryan; all in favor; motion carried.

Motion adjourn by Shane; seconded by Bryan; all in favor; motion carried. Meeting adjourned at 11:00 am.



*Felicia L. Walls*

Felicia L. Walls,  
Administrative Assistant

xc: City Auditor, City Council Members, P.O. Clerk

CITY OF JACKSON  
Memorial Building  
JACKSON, OHIO 45640  
286-2201

**RECEIVING  
FORM**

59812

DATE		4-12-06		PURCHASE ORDER NO. OR RETURNED GOODS		68168			
RECEIVED FROM		Dexton's Excavating		PREPAID					
ADDRESS				COLLECT					
VIA				FREIGHT BILL NO.					
QUANTITY	ITEM NUMBER	DESCRIPTION							
1									
2		Imu <del>425289</del>							
3		# 425289							
4									
5		\$ 6737.50							
6									
7									
8									
9									
10									
11									
12									
13									
14									
15									
REMARKS: CONDITIONS, ETC.									
NO. PACKAGES		WEIGHT		RECEIVED BY		CHECKED BY		DELIVERED BY	

BE SURE TO  
MAKE THIS RECORD  
ACCURATE AND COMPLETE

**INVOICE**

*250 Union Road  
Jackson, OR 45640*

425205

SOLD TO <i>City of Jackson</i>		SHIP TO			
ADDRESS <i>175 Broadway Street</i>		ADDRESS			
CITY, STATE, ZIP <i>Jackson OR 45640</i>		CITY, STATE, ZIP			
CUSTOMER ORDER NO.	SOLD BY	TERMS <i>15 Days</i>	F.O.B.		
			DATE <i>4-10-06</i>		
ORDERED	SHIPPED	DESCRIPTION	PRICE	UNIT	AMOUNT
		<i>"Creek cleaning from Turn Street (East on) to Burlington Road"</i>			
		<i>Mon. 4 Hrs. Trackhoe - 307</i>	<i>*260.00</i>		
		<i>15 Hrs. Labor</i>	<i>*450.00</i>		
		<i>Tues. 8 Hrs. Mini Exc.</i>	<i>*440.00</i>		
		<i>8 Hrs. Trackhoe - 307</i>	<i>*520.00</i>		
		<i>1 Hr. Skidsteer</i>	<i>*55.00</i>		
		<i>7 Loads of Disposal</i>	<i>*210.00</i>		
		<i>Dump Truck (8 Hrs.)</i>	<i>*400.00</i>		
		<i>Labor &amp; chain saw (15 Hrs.)</i>	<i>*450.00</i>		

5840

**INVOICE**

*Continued - Pg. 2*

425290

SOLD TO		SHIP TO			
ADDRESS		ADDRESS			
CITY, STATE, ZIP		CITY, STATE, ZIP			
CUSTOMER ORDER NO.	SOLD BY	TERMS	F.O.B.		
			DATE		
ORDERED	SHIPPED	DESCRIPTION	PRICE	UNIT	AMOUNT
		<i>Wed. 1 1/2 Hrs. Trackhoe - 307</i>	<i>*390.00</i>		
		<i>8 1/2 Hrs. Mini Exc.</i>	<i>*467.50</i>		
		<i>8 1/2 Hrs. Skidsteer</i>	<i>*467.50</i>		
		<i>8 1/2 Hrs. Dump Truck</i>	<i>*425.00</i>		
		<i>7 Loads of Disposal</i>	<i>*210.00</i>		
		<i>Labor &amp; Saws - (8 1/2 Hrs.)</i>	<i>*255.00</i>		
		<i>Thurs. 4 Hrs. Mini Exc.</i>	<i>*330.00</i>		
		<i>2 Hrs. Trackhoe - 307</i>	<i>*130.00</i>		
		<i>4 1/2 Hrs. Skidsteer</i>	<i>*247.50</i>		
		<i>8 1/2 Hrs. Dump Truck</i>	<i>*425.00</i>		
		<i>Labor &amp; Saws (23 1/2 Hrs.)</i>	<i>*705.00</i>		

5840

**INVOICE**

*Sutton's Excavating  
Continued - Pg. 3*

425291

SOLD TO		SHIP TO			
ADDRESS		ADDRESS			
CITY, STATE, ZIP		CITY, STATE, ZIP			
CUSTOMER ORDER NO.	SOLD BY	TERMS	F.O.B.		
			DATE		
ORDERED	SHIPPED	DESCRIPTION	PRICE	UNIT	AMOUNT
		<i>7 Loads of Disposal</i>	<i>*210.00</i>		
		<i>Total - \$6,937.50 (-200.00 Credit)</i>			
		<i>new Balance = \$6,737.50</i>			
		<i>* In Review of our last Billing Records we caught a mistake in our Billing giving the city a credit of \$200.00 (found on pag. 3 of last Billing cycle 4-1-06 on Mini Exc.)</i>			

5840

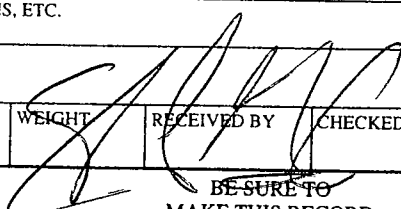
*Thanks.*



CITY OF JACKSON  
Memorial Building  
JACKSON, OHIO 45640  
286-2201

**RECEIVING  
FORM**

59231

		DATE	PURCHASE ORDER NO. OR RETURNED GOODS 68168	
RECEIVED FROM	Sexton's Excavating		PREPAID	
ADDRESS			COLLECT	
VIA			FREIGHT BILL NO.	
QUANTITY	ITEM NUMBER	DESCRIPTION		
1				
2				
3		Vmu # 425286		
4				
5				
6		9435.00		
7				
8				
9				
10				
11				
12				
13				
14				
15				
REMARKS: CONDITIONS, ETC.				
				
NO. PACKAGES	WEIGHT	RECEIVED BY	CHECKED BY	DELIVERED BY

BE SURE TO  
MAKE THIS RECORD  
ACCURATE AND COMPLETE

**INVOICE**

2536 Shaver Dr Jackson, MS 39204 425280

SOLD TO <i>City of Jackson</i>		SHIP TO			
ADDRESS <i>145 Broadway Street</i>		ADDRESS			
CITY, STATE, ZIP <i>Jackson, MS 39204</i>		CITY, STATE, ZIP			
CUSTOMER ORDER NO.	SOLD BY	TERMS <i>15 days</i>	F.O.B.	DATE <i>4-1-06</i>	
ORDERED	SHIPPED	DESCRIPTION	PRICE	UNIT	AMOUNT
		<i>"Tree Clearing from South of Younger Street to South of DeLassus Street"</i>			
	<i>Nov.</i>	<i>8 Loads of Disposal</i>	<i>240.00</i>		
		<i>9 1/2 Hrs. Mini Hoe</i>	<i>522.50</i>		
		<i>5 Hrs. Dump Truck</i>	<i>250.00</i>		
		<i>9 1/2 Hrs. Labor &amp; Saws</i>	<i>285.00</i>		
	<i>Dec.</i>	<i>8 Loads of Disposal</i>	<i>240.00</i>		
		<i>8 1/2 Hrs. Mini Hoe</i>	<i>467.50</i>		

**INVOICE**

*Pg. 2*  
*- Continued -*

425287

SOLD TO		SHIP TO			
ADDRESS		ADDRESS			
CITY, STATE, ZIP		CITY, STATE, ZIP			
CUSTOMER ORDER NO.	SOLD BY	TERMS	F.O.B.	DATE	
ORDERED	SHIPPED	DESCRIPTION	PRICE	UNIT	AMOUNT
		<i>8 1/2 Hrs. Dump Truck</i>	<i>425.00</i>		
		<i>8 1/2 Hrs. Labor &amp; Saws</i>	<i>255.00</i>		
	<i>Wed.</i>	<i>14 Loads of Disposal</i>	<i>420.00</i>		
		<i>9 1/2 Hrs. Mini Hoe</i>	<i>522.50</i>		
		<i>2 Hrs. Skidsteer</i>	<i>110.00</i>		
		<i>9 1/2 Hrs. Dump Truck</i>	<i>475.00</i>		
		<i>36 Hrs. Labor &amp; Saws</i>	<i>780.00</i>		
	<i>Thurs</i>	<i>15 Loads of Disposal</i>	<i>450.00</i>		
		<i>9 1/2 Hrs. Mini Hoe</i>	<i>522.50</i>		

**INVOICE**

*Pg. 3*  
*- Continued -*

425288

SOLD TO		SHIP TO			
ADDRESS		ADDRESS			
CITY, STATE, ZIP		CITY, STATE, ZIP			
CUSTOMER ORDER NO.	SOLD BY	TERMS	F.O.B.	DATE	
ORDERED	SHIPPED	DESCRIPTION	PRICE	UNIT	AMOUNT
		<i>2 Hrs. Skidsteer</i>	<i>110.00</i>		
		<i>9 1/2 Hrs. Dump Truck</i>	<i>475.00</i>		
		<i>36 Hrs. Labor &amp; Saws</i>	<i>1,080.00</i>		
	<i>Fri.</i>	<i>8 Loads of Disposal</i>	<i>240.00</i>		
		<i>4 Hrs. Mini Hoe</i>	<i>420.00</i>		
		<i>3 Hrs. Skidsteer</i>	<i>165.00</i>		
		<i>7 Hrs. Dump Truck</i>	<i>350.00</i>		
		<i>21 Hrs. Labor &amp; Saws</i>	<i>630.00</i>		
		<i>Total \$ 9,435.00</i>			