

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

RESOLUTION NO. 34-06

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, in accordance with the material 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: 11-14-06

Ronald S. Spearman  
PRESIDENT OF COUNCIL

Quak King  
CLERK OF COUNCIL

Approved:

Date: 11/14/06

[Signature]  
MAYOR

John L. "Jack" Detty

**From:** Wendy [wsexton@jacksonohio.us]  
**Sent:** Tuesday, October 31, 2006 8:39 AM  
**To:** Jack Detty  
**Cc:** 'Carl Barnett'  
**Subject:** Then & Now Certificate

Jack,

See attached for a resolution request for the next city council meeting.

Wendy

# MEMO

Date: 10//2006  
To: Jack Dett, 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:

Shelly & Sands	\$5,600.00	For remainder of paving project
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This should be passed as an emergency if you determine that it falls within the guidelines as being an emergency. See attached for supporting documentation.

DISTRIBUTION	
PT. 1-WHITE - VENDOR	PT. 3-PINK - AUDITOR
PT. 2-YELLOW - FILE	

Invoice To  
**CITY OF JACKSON**

**PURCHASE ORDER**  
NO. 2010017756  
(APPENDIX 3.3)

145 BROADWAY STREET  
JACKSON, OHIO 45640-1656

DELIVER AND  
SHIP TO  
THIS DEPT.  
AND DIVISION

MATERIALS DEPARTMENT  
145 BROADWAY STREET  
JACKSON, OHIO 45640-1656

PURCHASE ORDER DATE 10/26/2010	CONTRACT NO.
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GUARANTEED DELIVERY DATE
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EXCISE OR SALES TAX DO NOT APPLY TO CITY

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

NAME  
AND ADDRESS  
OF VENDOR

APPLY TO THE CITY OF JACKSON  
LOCAL EMPLOYERS  
UNION LOCAL 10145640-1656

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	MISCELLANEOUS PAVING	227-7615-3400	0.000	1.00	5000.00
002	MISCELLANEOUS PAVING	223-7615-3400	0.000	1.00	600.00

<b>TOTAL AMOUNT NOT TO EXCEED</b>	<b>5600.00</b>
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**INSTRUCTIONS TO VENDORS**

1. THIS ORDER IS NOT VALID UNLESS SIGNED BY THE CITY AUDITOR FOR AVAILABILITY OF FUNDS.
2. MAIL INVOICES IN DUPLICATE TO THE ACCOUNTS PAYABLE OFFICE.
3. DELIVERY MUST BE PREPAID TO DESTINATION SHOWN ABOVE. THE CITY WILL NOT PAY FREIGHT OR EXPRESS FEES.
4. 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.

10/26/10  
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

27  
THEN AND NOW CERTIFICATE

It is hereby certified that, pursuant to Ohio Revised Code Section 5705.41(D), that at the time of the making of such contract or order and at the time of the execution of this certificate, a sufficient sum was appropriated for the purpose of such contract and in the Treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrance.

The taxing authority has 30 days from the receipt of this certificate to approve payment by resolution; otherwise this certificate becomes null and void and there is no legal liability on the part of the City or the taxing authority.

Date of Certificate: 30 Oct 2006

Warrant # \_\_\_\_\_

Line Item # See PO

PO # 69756

Invoice # 14614

Invoice Date 10-17-06

Amount \$ 5600-

Vendor Name Shelley & Sands Inc.

Resolution # \_\_\_\_\_

Date & Page In City Council Minutes \_\_\_\_\_

\_\_\_\_\_  
City Auditor

\_\_\_\_\_  
Date Certified

JACKSON  
1 Building  
OHIO 45640  
2201

RECEIVING  
FORM  
63313

DATE 10-30-06		PURCHASE ORDER NO. OR RETURNED GOODS 69756	
Qty + Sands		PREPAID	
		COLLECT	
FREIGHT BILL NO.			
ITEM NUMBER	DESCRIPTION		
	INV. # 14614		
	\$5600.00		
	10/30/06 Ⓢ \$5900.00 sent through to pay on P.O. # 68169 & this is the remaining balance of this invoice		
ONS, ETC.			
WEIGHT	RECEIVED BY	CHECKED BY	DELIVERED BY

BE SURE TO  
MAKE THIS RECORD  
ACCURATE AND COMPLETE

SHELLY & SANDS, INC.  
3570 S. RIVER. RD.  
P O BOX 1585  
ZANESVILLE

OH 437021585

APPLICATION # : 3  
DATE : 10/17/06  
Contract : C-C006-007 CITY OF JACKS  
INVOICE # 14614  
RE

*Jackson Cemetery*

Bill to: 001710 CITY OF JACKSON  
145 BROADWAY STREET

JACKSON OH 45640

UNITS	DESCRIPTION	COMPLETED	UNIT PRICE	AMOUNT BILLED
0.00	ASPHALT PAVING, ALL	0.00@	0.00 - LS	187,948.80

TOTAL WORK: 187,948.80  
TOTAL RETAINAGE & MATERIALS: 0.00

TOTAL BILLING: 187,948.80  
TOTAL PREVIOUS PYMT/PREVIOUS EST.: 176,448.80

PAY THIS ESTIMATE: 11,500.00

*O'Fallon*  
*Thank you!*





BOARD OF CONTROL  
MINUTES OF MEETING  
October 26, 2006  
10:40 a.m.



Present: Shane Goodman (Mayor), Bryan Davis (Director of Public Safety),  
Donovan Workman (Chief of Staff) and Felicia L. Walls (Administrative  
Asst.)

Item Discussed:

- 1) GUARDIAN LIFE INSURANCE CO., for November 2006 Dental/Vision Insurance Premiums, to be taken from line items #110-7110-52012 (\$1,548.04), #110-7710-52012 (\$185.56), #110-7715-52012 (\$310.12), #110-7730-52012 (\$92.78), #110-7732-52012 (\$92.78), #110-7740-52012 (\$92.78), #222-7610-52012 (\$W402.90), #2227-7215-52012 (\$124.56), #701-7510-52012 (\$402.90), #707-5140-52012 (\$142.61), #708-7510-52012 (\$356.51), #711-7525-52012 (\$463.90), #716-7525-52012 (\$49.16), #717-7525-52012 (\$417.51), #721-7540-52012 (\$217.34), #731-7555-52012 (\$1,052.36), #731-7561-54012 (\$211.13), #750-7315-52012 (\$30.92), #760-7320-52012 (\$61.86), in the total amount of \$6,255.72. Motion to approve by Shane; seconded by Bryan; all in favor; motion carried.
  
- 2) SHELLY AND SANDS, miscellaneous paving, to be taken from line items #227-7215-54004 (\$5,000.00) and #223-7615-54004 (\$600.00), in the total amount of \$5,600.00. Motion to approve by Bryan; seconded by Shane; all in favor; motion carried.

Motion to adjourn by Shane; seconded by Bryan; all in favor; motion carried. Meeting adjourned at 10:45 am.

*Felicia L. Walls*  
*Felicia L. Walls*  
Administrative Assistant

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

SPONSOR: Heath Reed

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Date: 11-14-06

Revered S. Spearman  
**PRESIDENT OF COUNCIL**

Dea L King  
**CLERK OF COUNCIL**

Approved: [Signature]  
**MAYOR**

Date: 11/14/06

SPONSOR: Heath Reed

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Ronald S. Spearman  
PRESIDENT OF COUNCIL

Debra King  
CLERK OF COUNCIL

Approved: [Signature]  
MAYOR

Date: 11/14/06