

SPONSOR: Rudolph C. Brown

RESOLUTION NO. 26-07

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: 7/23/07

Ronald B. Spearman
PRESIDENT OF COUNCIL

Dea H. Brown
CLERK OF COUNCIL

Approved: [Signature]
MAYOR

Date: 7/26/07

Exhibit “A”

John L. "Jack" Detty

From: Wendy [wsexton@jacksonohio.us]
Sent: Wednesday, June 27, 2007 11:59 AM
To: 'John L. "Jack" Detty'
Cc: jhumphreys@jacksonohio.us; sgoodman@magicohio.com; dworkman@jacksonohio.us; 'Felicia Walls'; 'Barbara Benson'
Subject: Then & Now Certificate
Attachments: DOC070627.pdf

Jack,

Please prepare a resolution for the next council meeting for a then & now certificate.

You may want to point out that on the invoice that is attached it states that either an increase and/or refund will be determined with the final billing, which this was.

See attachments.

Wendy

6/27/2007

MEMO

Date: 6/27/2007
To: Jack Detty, Law Director
From: Wendy Sexton, Deputy Auditor
RE: Resolution Approving a Then and Now Certificate

Please prepare a Resolution for the next City Council meeting that approves a Then and Now Certificate for the payment of services to American Electric Power that constitutes an increase in the original estimate for services. This is for the expansion of the 138kV Lick Station delivery point and the increase in price wasn't known until the invoice was received per Steve Benson. The current purchase order that the City has for this project didn't allow for any price increase so the purchase order was short by \$5,054.24 for this reason.

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

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: June 26, 2007

Warrant # _____

Line Item # 405-7555-54005

PO # 71904

Invoice # 130-20412321

Invoice Date May 24, 2007

Amount \$ 5054.²⁴

Vendor Name AEP

Resolution # _____

Date & Page In City Council Minutes _____

City Auditor

Date Certified

Price increase from AEP w/out telling us.
Per Steve Benson.

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

CITY OF JACKSON

145 BROADWAY STREET
 JACKSON, OHIO 45640-1656

PURCHASE ORDER NO. 0408001316704

DELIVER AND SHIP TO THIS DEPT. AND DIVISION

CITY ENGINEER'S OFFICE
 STEVEN BENSON
 CITY OF JACKSON
 145 BROADWAY STREET
 JACKSON, OH 45640

PURCHASE ORDER DATE: 04/22/2007
 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 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.

NAME AND ADDRESS OF VENDOR

A E P (A00086)
 AMERICAN ELECTRIC POWER
 P O BOX 24424
 CANTON OH 44701-4424

LINE NO.	DESCRIPTION	ACCOUNT CODE	QUANTITY	UNIT PRICE	AMOUNT
001	REMINDER FOR LICK SUB	405-7555-54005	0.00	.00	5054.24
TOTAL AMOUNT NOT TO EXCEED					5054.24

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.

6-25-01
 DATED

Wendy...
 AUDITOR
 This order not valid unless City Auditor's Certificate is signed

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

P.O. Number

71904

--- REQUISITION FORM ---

City of Jackson, Ohio

DATE _____

VENDOR # _____

A00086

Department

ELECT

Account Number

905-1505-5400

Vendor

ACE

Address (if new) _____

Quantity	Description	Unit Price	Total Cost
	<u>Remittance for elec bill</u>		<u>5059²⁹</u>
		Sub-Total	
		Shipping Cost	
		Total	

Approved By

[Signature]

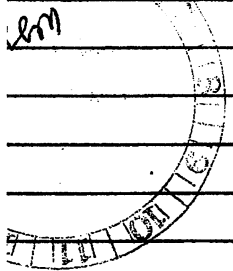
Date Approved

1-20-07

JACKSON, OHIO 43040
286-2201

NO. PACKAGES	WEIGHT	RECEIVED BY	CHECKED BY
REMARKS: CONDITIONS, ETC.			
15			
14			
13			
12			
11			
10			
9			
8			
7			
6			
5			
4			
3			
2			
1			
QUANTITY	ITEM NUMBER	DESCRIPTION	
RECEIVED FROM ADDRESS			
VIA			
FREIGHT BILL			
PURCHASE ORDER			
DATE			

BE SURE TO
MAKE THIS RECORD
ACCURATE AND COMPLETE



211044206

00040330000000000000013020412321500000000000004



Amount Enclosed \$



City of Jackson
Attn: Steve Benson-City EngnrSvcDirector
145 Broadway Street
Jackson OH 45640

Make Check Payable and Send To:
American Electric Power
PO Box 24424
Canton OH 44701-4424



Invoice: 130-20412321 5
Invoice Date: May 24,2007

Please tear on dotted line and return top portion with your payment.

Invoice: 130-20412321
Invoice Date: May 24,2007
Payment Terms: Net 30
Due Date: June 23,2007
Contract No:

INVOICE



Page: 1
Customer No: 11044206
Purchase Order: W/O 40893133

Line	Description	Quantity	UOM	Unit Amt	Net Amount
1	BILLING PER YOUR AGREEMENT DATED JULY 24, 2006 FOR THE FIFTH OF 5 ADVANCE PAYMENTS FOR EXPANDING 138kV LICK STATION DELIVERY POINT LOCATED IN JACKSON COUNTY, OHIO. - ACTUAL COST TO BE DETERMINED UPON COMPLETION AND EITHER A REFUND OR ADDITIONAL BILLING TO BE ISSUED AT THAT TIME. MJK	1.00	UN	40,330.00	40,330.00
Subtotal:					40,330.00
TOTAL AMOUNT DUE:					40,330.00 USD

OK
69942
[Signature]

Please Wire/ACH Funds To:
Columbus Southern Power -Trans
Citibank, N.A. New York
ABA #: 021000089

Account #: 30484587

For billing questions, please call: 614-552-1194

Original