

Sponsor Kitchen/Ondera

RESOLUTION NO. 42-19

A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS FOR PAYMENT TO INDIANA EASTERN RAILROAD, LLC PURSUANT TO A "THEN AND NOW" CERTIFICATE IN THE AMOUNT OF \$150,003.62 AND DECLARING AN EMERGENCY.

WHEREAS, the legislative authority of the City of Jackson, Ohio, pursuant to Ohio Revised Code Section 5705.41(D), finds that sufficient sums existed then and do so now exist for the payment of the expense in the amount of \$150,003.62 to the Indiana Eastern Railroad, LLC as requested by the issuance of a "then and now" certificate from the City Auditor; and

WHEREAS, legislative authority of the City of Jackson, Ohio, 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 expenditure as set forth in the Auditor's Certificate and the materials attached hereto as Exhibit "A", and made a part hereof.

Section 2. This Resolution 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 to allow for prompt payment for work completed and for which payment is now due. 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.


It is hereby found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 25th day of November, 2019.



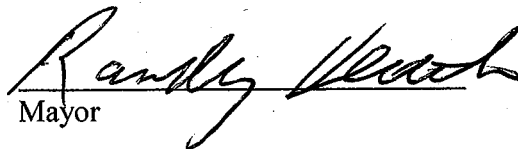
President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 25th day of November, 2019.



Mayor

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 thirty (30) days from the receipt of this certificate to approve for 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: 10/17/19

Warrant #: _____

Line Item #: 735-7570-53064

PO #: _____

Invoice #: 1340

Invoice Date: 10/1/19

Amount: \$ 150,003.62

Vendor Name: Indiana Eastern Railroad

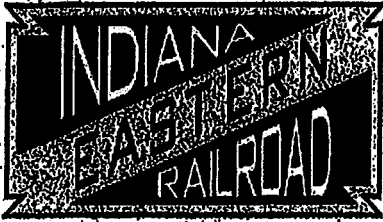
Resolution #: _____

Date & Page in
City Council
Minutes: _____

REASON: PAID OF FUNDS IN RR FUND

City Auditor

Date Certified



Indiana Eastern Railroad LLC

Corporate Office
412 W. 4th St.
Edwardsville, IL 62025
Office: (618) 830-6124 Fax: (618) 655-9426



October 1, 2019

Mr. Bill Sheward
Director of Public Service
City of Jackson
145 Broadway St.
Jackson, OH 45640

RE: Property Management Fees

Dear Mr. Sheward:

Please find enclosed a check for \$89,103.62 representing property management fees received for the account of the City through Sept. 30, 2019.

Also, please find an invoice for track materials (railroad ties) used for rehabilitation of the Jackson Spur in 2019. Paid invoices attached. These materials were purchased by Ohio South Central Railroad and are not included in any grant funding received or to be received by the OSCR. The amount of \$150,003.62 represents the balance of funds in the City's railroad fund.

Sincerely,

George Andres
George Andres, CEO

Indiana Eastern Railroad Operations Office
2551 S. US Hwy 27
Liberty, IN 47353
Office: (765) 732-3161 Fax: 9762 732-3416

Ohio South Central Railroad
6 E. Railroad St.
Hamden, OH 45634
Office: (740) 855-4099 Fax: (740) 855-9016

Indiana Eastern Railroad

Pulling For America

412 West 4th Street
Edwardsville, IL 62025
Phone: (618) 830-6124
Fax: (618) 655-9426

DATE: October 1, 2019
INVOICE # 1340
FOR: Track Rehab

Bill To:

City of Jackson
145 Broadway St.
Jackson, OH 45640-1656

Attn: Bill Sheward

DESCRIPTION	AMOUNT
Jackson Spur Track Rehabilitation Materials	\$150,003.62
TOTAL	\$ 150,003.62

Make all checks payable to Indiana Eastern Railroad
If you have any questions concerning this invoice, contact
George Andres at (618) 830-6124, g.andres@sbcglobal.net

THANK YOU FOR YOUR BUSINESS!

