

Sponsor Blays / R. Peters

**RESOLUTION NO. 05-21**

**A RESOLUTION AUTHORIZING EXPENDITURE OF FUNDS FOR PAYMENT TO MCDANIEL ELECTRIC, INC. PURSUANT TO A "THEN AND NOW" CERTIFICATE IN THE AMOUNT OF \$14,134.77 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 \$14,134.77 to McDaniel Electric, Inc. as requested by the issuance of a "then and now" certificate from the City Auditor, as attached hereto; 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 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 and the avoidance of additional charges. 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 8<sup>th</sup> day of February, 2121.

  
\_\_\_\_\_  
President of Council

ATTEST:

  
\_\_\_\_\_  
Clerk of the Legislative Authority

Approved this 8<sup>th</sup> day of February, 2121.

  
\_\_\_\_\_  
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: 02/05/2021

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

Line Item #: 449-7525-53064

PO #: 2021000342

Invoice #: Payment Application No. 2

Invoice Date: 11/17/20

Amount: \$14134.77

Vendor Name: McDaniel Electric

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

Date & Page in  
City Council  
Minutes: \_\_\_\_\_

**REASON:** Administrative Personnel who was working on the financial part of this project left City employment prior to paperwork being filed.

Joan Waugh Joan Waugh 2-5-21  
WW Department Head Date

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

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

**City of Jackson**

145 Broadway Street  
P.O. Box 1090  
Jackson, Ohio 45640

**PURCHASE ORDER**

Page: 1  
P.O. Number: 2021000342  
P.O. Date: 01/27/2021  
Req. Number: 2021-SEWER-0309-A  
Requested By: NANCY DEARING  
Blanket Type:  
Ship Via:  
Terms:

Deliver To: WASTEWATER TREATMENT PLANT  
CITY OF JACKSON WASTEWATER TREATM  
225 WOOD AVENUE  
JACKSON, OH 45640

Vendor: MC0199  
MCDANIEL ELECTRIC, INC.  
1309 8TH AVENUE  
HUNTINGTON, WV 25701

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.

FID# 31-6400229

Line	Description	Account	Qty	Unit	Price/Unit	Amount
001	FENCING INSTALLATION - LIFTSTATION/GENERATOR PROJECT	449-7525-53064				\$14,134.77

Purchase Order Total: \$14,134.77

**Auditor's Certificate**

It is hereby certified that the amount specified above 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 appropriate fund free from any obligation or certificate now outstanding.

*Burt E Reed* 1-27-21

This order not valid City Auditor's Certificate is signed. Date



P.O. Number: 2021000342

# REQUISITION FORM

City of Jackson, Ohio

Date: Jan 22, 2021

Vendor # MCO199

Department: Sewer

Account #: 449-7525-53064

Vendor: McDaniel Electric

Address:

(If New):

Quantity	Description	Unit Price	Total Cost
1	Fencing Installation - Liftstation/Generator project.	14,134.77	14,134.77

Sub-Total 14,134.77

Shipping

Total 14,134.77

Requested By: Joan Waugh, WW Dept Head Date: Jan 22, 2021

Approved By Service Safety Director: [Signature] Date: 1/27/21

BOARD OF CONTROL  
MINUTES OF MEETING  
January 27, 2021  
9:00AM

**Present:**

Randy Evans (Mayor); David Swackhammer (Safety/Service Director); Tonia Hatten,  
(Exc.Asst.PM/HR)

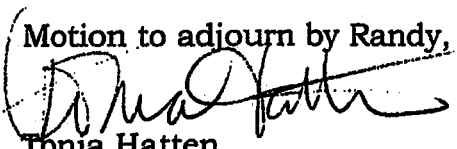
**Items Discussed:**

#1 – MEGAN MALONE for the Jones Museum for management and operation services for the Lillian E. Jones Museum January – December 2021 in the amount of \$16,000.00 to be taken from line item #230-7420-53002. Motion to Approve by Randy, Seconded by David; all in favor. Motion carried.

#2 – MCDANIEL ELECTRIC for the Sewer Department for Fencing Installation – Liftstation/Generator project in the amount of \$14,134.77 to be taken from line item #449-7525-53064. Motion to Approve by Randy, Seconded by David; all in favor. Motion carried.

#3 – AMERICAN MUNICIPAL POWER for the Electric Department for purchased power in the amount of \$16,500,000.00 to be taken from line item #731-7555-53049. Motion to Approve by Randy, Seconded by David; all in favor. Motion Carried

Motion to adjourn by Randy, seconded by David; all in favor, meeting adjourned at 9:08am.

  
Tonia Hatten  
Exc.Asst.P/HR

Cc: City Auditor, City Council Members, PO Clerk

Print Form

Rec Form #

# RECEIVING FORM

## City of Jackson, Ohio

Date: Jan 27, 2021

P.O. Number: 2021000342

Received From McDaniel Electric

Quantity	Description	Line #	Unit Price	Total Cost
1	Fencing installation liftstation generator project		14,134.77	14,134.77
<b>Total</b>			14,134.77	

Received By: Joan Waugh, WW Dept Head *Joan Waugh*      Date: Jan 27, 2021

Approved By: *Joan Waugh*      Date: 1-27-21

## Joan Waugh

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**From:** Wendy Sexton [wsexton@jacksonohio.us]  
**Sent:** Wednesday, December 30, 2020 7:33 PM  
**To:** 'Joan Waugh'; 'Dave Swackhammer'  
**Cc:** breed@jacksonohio.us  
**Subject:** MCDANIEL ELECTRIC PAYMENT  
**Attachments:** 20201117\_RECEIVING FORM.pdf

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Red Category

Joan,

Attached is the adjusted receiving form, I printed their check for \$75,818.71 which is the balance on p.o. 2020000750 for a total of \$221,000.00 and the check will be mailed out on 12/31/2020.

You will need to submit a requisition in 2021 for the balance we owe them of \$14,134.77 on inv #2 which as we discussed earlier appears to be for the changes of adding the fencing.

Thanks,

*Wendy Sexton*  
Deputy Auditor  
City of Jackson Auditor's Office  
P.O. Box 1090  
Jackson, OH 45640  
Phone: 740-286-2423  
Fax: 740-286-9682  
[www.jacksonohio.us](http://www.jacksonohio.us)

\*\*\*\*\*Email to and from the City of Jackson, Auditor's Office is open to public inspection under Ohio's public record law. Unless a legal exemption applies, this message and any response to it will be released if requested.\*\*\*\*\*



CONSTRUCTION PROGRESS PAYMENT APPLICATION NO.: 2 DATE: 11/17/2020

FINAL

PROJECT NAME: Pump Station Generator Connections & Portable Generator

OWNER: City of Jackson

CONTRACTOR: McDaniel Electric Co.

PROJECT NO.: 180497

OPWC Project No. CO08W/CO09W

ORIGINAL CONTRACT	\$220,235.00
C.O. #1	\$44,334.05
C.O. #2	\$0.00
C.O. #3	
C.O. #4	
C.O. #5	
CURRENT CONTRACT	<u>\$264,569.05</u>

PAY PERIOD

FROM: 9/26/2020

TO: 11/17/2020

CONTRACT PERIOD

CONTRACT DATE: 5/21/2020

COMPLETION DATE: 10/9/2020

% TIME ELAPSED: 127.7%  
 % WORK COMPLETED: 100.0%

RECOMMENDED PAYMENT:

OPWC SHARE: \_\_\_\_\_

LOCAL SHARE: \_\_\_\_\_

- |                                      |                |
|--------------------------------------|----------------|
| 1. TOTAL AMOUNT EARNED -----         | \$264,569.05   |
| 2. LESS RETAINAGE 8% OF 1ST 50% ---- | \$0.00         |
| 3. PLUS 92% DELIVERED MATERIALS ---  | \$0.00         |
| 4. LESS PREVIOUS PAYMENTS -----      | (\$219,971.65) |
| 5. LESS CREDITS DUE OWNER -----      | \$0.00         |
| 6. AMOUNT TO BE PAID -----           | \$44,597.40    |

APPLICATION SUBMITTED BY:

The undersigned Contractor certifies that all previous progress payments received on account of the Work have been applied on account to discharge Contractor's obligations associated with prior applications for payment.

APPROVALS:

David Kidd, Vice President  
 McDaniel Electric Co. DATE

Honorable Randy Evans  
 Mayor DATE

APPROVAL RECOMMENDED BY:

William J. Martt, P.E.  
 CT Consultants, Inc. DATE

Print Form

Rec Form #

# RECEIVING FORM

City of Jackson, Ohio

Date: Dec 30, 2020

P.O. Number: 2020000750

Received From: McDaniel Electric

Quantity	Description	Line #	Unit Price	Total Cost
	CTP Project # 180497 / OAWC Project No. CO09W / CO09W			
	Generator Lifestation Project			
11	Payment Application No. 1 10/2/2020		7479036	7479036
1	Payment Application No. 2 11/17/2020		1526812	1526812
				10951357

Total 10951357

Received By: Joan Waugh, WW Dept Head  
Date: Dec 30, 2020

Approved By: Joan Waugh  
Date: Dec 30, 2020