

**RESOLUTION NO. 102-2023**

**Offered by Councilmember Beshara**

**A RESOLUTION TO AUTHORIZE A WARRANT FOR PAYMENT BASED ON A THEN AND NOW CERTIFICATE FOR PURCHASE AND DECLARING AN EMERGENCY**

**WHEREAS**, Ohio Revised Code Section 5705.41 (d) provides a process for a Village Council, as a political subdivision of the state and a taxing unit, to authorize Then and Now Certificates to cover financial commitments made to vendors or other parties by the Village prior to a Fiscal Officer Certification, through formal purchase orders or otherwise; and

**WHEREAS**, this Council has received from the Village Finance Director within the prior thirty (30) days certifications, with respect to the item listed in Section 1 of this Resolution, that there was at the time of the making of such contracts or order and at the time of the execution of such certificates a sufficient sum appropriated for the purpose of such contracts and in the treasury, or in process of collection, to the credit of an appropriate fund free from any previous encumbrances; and

**WHEREAS**, Council now desires to authorize the drawing of a warrant in payment of the amount due upon such contract or order.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Village of Richfield, Summit County, State of Ohio:

SECTION 1. That the drawing of a warrant in payment not to exceed the following amount due is hereby authorized:

| <u>Vendor</u>         | <u>Description</u>            | <u>Amount</u> | <u>Fund Account No.</u> |
|-----------------------|-------------------------------|---------------|-------------------------|
| Seabreeze North Corp. | Highlander/Congress Pkwy Ext. | \$400,000     | D01-06C-256.01          |

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

12/13/2023 2:30 p.m.

SECTION 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare, and for the further reason for the need to authorize the above payments; wherefore, provided this receives the affirmative vote of two-thirds of the members of Council elected or appointed, it shall take effect immediately upon its passage and execution by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: 12-19-23 \_\_\_\_\_  
*Sue A. Puljizich*  
President of Council

ATTEST:  
*Jeffery* \_\_\_\_\_  
Clerk of Council  
*Michael Wheeler* \_\_\_\_\_  
Mayor

\_\_\_\_\_ 12/19/2023 \_\_\_\_\_  
Date