**ORDINANCE NO. 7-2024**

**PROVIDING FOR THE USE OF PETTY CASH FOR THE OPERATION OF A CONCESSION STAND AT ZIEGLER PARK AND DECLARING AN EMERGENCY**

 **WHEREAS,** the Village of Fairfax (“Village”) operates Ziegler Park as a municipal park for recreational purposes; and

 **WHEREAS,** Ziegler Park is a significant attraction for the Village, used by many residents and guests; and

 **WHEREAS,** the Council of the Village of Fairfax (“Council”) believes that the operation of a concession stand at Ziegler Park, primarily during Summer months, would benefit the many residents and guests using the park; and

 **WHEREAS,** the concession stand would be an incidental use to Ziegler Park for the convenience of visitors, generating a *de minimis* amount of net receipts, and not an independent business operation; and

 **WHEREAS,** the operation of the concession stand requires the use of petty cash to facilitate operations; and

 **WHEREAS,** Council agrees that the use of petty cash is appropriate for such a public purpose; and

 **WHEREAS**, the Summer recreational season is already underway;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of Fairfax, State of Ohio, that:

**SECTION I**: Council hereby authorizes the use of an initial start-up fund of $300 petty cash, to be taken from the General Fund, for the operation of a concession stand at Ziegler Park. The amount of petty cash used to operate the concession stand at the beginning of each day shall not exceed $300.

 **SECTION II:** The operation of the concession stand shall be an administrative function of the Village, subject to the condition that the Fiscal Officer or his or her designee shall track all receipts and expenditures for the concession stand according to required accounting procedures and, in the appropriate manner, remit all net proceeds in excess of the $300 petty cash fund to the Village’s General Fund. At the close of the concession stand for each season in which it operates, any remaining petty cash shall be returned to the General Fund, and a new $300 may be drawn to re-open the stand the following season.

 **SECTION III:** Nothing in this Ordinance shall prohibit other lawful expenditures that are necessary and appropriate for the operation of the concession stand, including, but not limited to, the purchase of concessions for re-sale and the use of Village recreational workers to operate the stand.

**SECTION IV**: This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall be effective immediately. The reason for said declaration of emergency is the immediate need to operate the concession stand during the ongoing Summer months.

Passed this 17th day of June, 2024.

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 Mayor

ATTEST:

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Fiscal Officer

**CERTIFICATE**

I hereby certify this to be a true and correct copy of Ordinance No. 7-2024 adopted at a meeting of the Council of the Village of Fairfax, this 17th day of June, 2024.

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 Fiscal Officer