

September 29, 2021

**To:** Mayor and Members of City Council 202102839  
**From:** Paula Boggs Muething, City Manager  
**Subject:** **Emergency Ordinance – Public Services: Moral Obligation  
Payment to Kelly-Creswell**

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Attached is an Emergency Ordinance captioned:

**AUTHORIZING** the payment of \$7,794.92 as a moral obligation to Ernest Industries, doing business as Kelly-Creswell, for outstanding charges incurred for the repair of line-stripping equipment for the Traffic and Road Operations Division; and **AUTHORIZING** the Finance Director to make payment of \$7,794.92 to Ernest Industries from the Street Construction Maintenance and Repair Fund Traffic and Road Operations non-personnel operating budget account no. 301x252x6000x7259.

This Emergency Ordinance authorizes the payment of \$7,794.92 as a moral obligation to Ernest Industries, doing business as (dba) Kelly-Creswell, for services provided to the Department of Public Services (DPS) Traffic and Road Operations Division in relation to repair of line-stripping equipment.

Kelly Creswell provided services to the City prior to the proper certification and encumbrance of funds. Due to the timing of the encumbrance, a moral obligation payment is required. DPS has reminded the vendor that a completed certification for work is needed prior to proceeding with any repairs of City equipment.

This Emergency Ordinance will also authorize the Finance Director to make a payment from the Street Construction Maintenance and Repair Fund Traffic and Road Operations non-personnel operating budget account no. 301x252x6000x7259 in an amount of \$7,794.92 for the purpose of providing payment to the vendor.

The reason for the emergency is the immediate need to pay Kelly-Creswell for outstanding charges relating to the services provided to the Department of Public Services.

The Administration recommends passage of this Emergency Ordinance.

cc: Andrew M. Dudas, Budget Director  
Karen Alder, Finance Director

Attachment