

# *Village of Windham, Ohio*

*"In the heart of the Western Reserve"*

9621 East Center Street Windham, OH 44288 (330) 326-2622; Fax (330) 326-2645

February 8, 2007

Windham Township Trustees and Township Fiscal Officer  
Attn: Dann Timmons, Chairman

Re: Operating Agreement negotiations ended by Trustees.  
Joint Fire District

Dear Trustees and Fiscal Officer,

The most recent letter to Mayor and Council notified us that the trustee was ending any further negotiations with the Village on an Operating Agreement. You claim that you believed you had an agreement with our committee in October 2005. You must truly know that you did not have an agreement in October 2005.

You were notified by former Mayor Jess Starkey and I that the negotiations would continue after the November 2005 elections. We provided a complete counter proposal to you on March 16, 2006 at your Trustees meeting. You responded to that Village proposal in your letter dated May 4, 2006. We met with you on June 1, 2006 and discussed your concerns in your May 4<sup>th</sup> letter. You were to submit a written proposal to us thereafter. On June 8<sup>th</sup>, the Village sent the Trustees a letter recapping where the Village believed we were on the remaining issues. After two months and not receiving your proposal, I went to your August 3, 2006 meeting and Dann said he had been busy and would be working on getting the Village a response. The Village sent you another letter dated August 8, 2006 briefly recapping the issues again and stating that we are glad to hear that there will be a counter proposal response, since we had heard rumors otherwise.

Another two (2) months later we received your October 4, 2006 letter ending any further operating agreement negotiations with the Village.

Twenty (20) months ago on June 2, 2005 we came to your meeting notifying you in writing that the Village wanted a Joint Fire District under the Ohio Revised Code (ORC). A copy of Council's Resolution Number 2005-7 was provided.

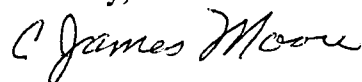
Attached, you will find another copy of the Village's June 2, 2005 proposal outlining the reasons we desire a Joint Fire District., and another copy of Village Council's Resolution 2005-7.

The Village intends to continue our pursuit for a Joint Fire District between the Village and Township. Obviously an operating agreement is not an option and has not worked well for the parties since the station was built in 1983/84. There have been problems off and on since then.

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As the Village continues our pursuit 20 months later on a Joint Fire District, we welcome the Trustees to join the Village in forming an exploratory or advisory committee to look into the pros and cons of a Joint Fire District. We are willing to use the exploratory agreement language we previously agreed to in 2005. Attached is another copy of that agreement. Give us a response by your next Trustees meeting on February 15, 2007.

Sincerely,



C. James Moore, Mayor

Cc: Village Council Members  
Lloyd Billman, Fiscal Officer  
Mark Manlove, Village Solicitor  
Maurice Hankins, Village Administrator

Attachments (3)