

VILLAGE OF WINDHAM  
OHIO  
RESOLUTION NO. R-2011-7

A RESOLUTION AUTHORIZING DESIGN PROFESSIONAL SERVICES AGREEMENT  
WITH BURGESS & NIPLE AND DECLARING AN EMERGENCY

WHEREAS, the Council of the Village of Windham has determined that Windham Water Plant within the Village requires various improvements including filters, softeners, potassium feed system, Cargil feed system, chlorine injector and pipe upgrades all of which hereinafter are referred to as the "W.W.T.P. Project"; and

WHEREAS, in order to pay for the W.W.T.P. Project, the Village of Windham has applied for and received various grants; and

WHEREAS, an engineering firm is needed in order to provide design professional services to the Village of Windham for the improvements of the W.W.T.P. Project; and

WHEREAS, the Council of the Village of Windham wishes to authorize the Mayor and the Fiscal Officer to enter into a contract with the engineering firm of Burgess & Niple for design professional services for the W.W.T.P. Project.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Village of Windham, Portage County, Ohio, two thirds or more of the members thereto concurring that:

Section 1: The Mayor, Fiscal Officer and other members of the administration and staff of the Village of Windham are hereby approved to enter into a contract with Burgess & Niple for professional design professional services for the W.W.T.P. Project. In substantial conformity with the Exhibit attached hereto and marked for identification as Exhibit "A".

Section 2: This Resolution is declared to be an emergency measure effective immediately upon its passage by Council and approval by the Mayor, necessary to preserve the public health, safety, morals and general welfare of the citizens of the Village of Windham, and for the further reason that the Village of Windham needs to have the contract in place in order to pursue competitive bidding in a timely fashion on the W.W.T.P. Project so that the Project can be accomplished in the summer of 2011.

Section 3: It is hereby found and determined that all actions of this Council concerning and relating to the passage of this Ordinance 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Passed as an emergency this 9<sup>th</sup> day of February, 2011.

Vote of Council: Ayes: Mrs. Barrett, Mr. Garrett, Mrs. Meszaros, Mrs. Miranda, Mrs. Rininger, Mr. Snyder Nays: None.

ATTEST:

APPROVED:

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Lloyd Billman, Fiscal Officer

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Mayor, Robert Donham II

Approved as to form:

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Thomas Reitz, Solicitor