

RESOLUTION NO. R-2007-35

A RESOLUTION AUTHORIZING THE VILLAGE FISCAL OFFICER OF THE VILLAGE OF WINDHAM TO TRANSFER \$6,000.00 FROM THE EAST CENTER STREET SEWER LINE FUND (FUND 5701) TO THE SEWER OPERATING FUND (FUND 5201) WITH USDA RURAL DEVELOPMENT GRANT FUNDS FROM THE EAST CENTER STREET SEWER IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, the Village of Windham has expended monies from the Sewer Operating Fund (5201) to pay for repairs necessary on the Trailer Park and these repairs were related to the E. Center Street Sewer Line Project and were part of liquidated damages against the contractor and the Committee recommends this balance be repaid to the Sewer Operating Fund using \$6,000.00 from the E. Center Street Sewer Project;

WHEREAS, the USDA has approved this use with USDA Rural Development Grant Funds remaining from the East Center Street Sewer Improvement Project;

WHEREAS, this matter is an emergency affecting the health, safety and welfare of the residence of the Village of Windham; and

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Windham three-fourths or more of the elected member thereto concur that;

Section One: That the Village Fiscal Officer is hereby authorized to transfer \$6,000.00 from the East Center Street Sewer Line OWDA Project Fund (Fund 5701) into the Sewer Operating Fund (Fund 5201) and this will repay monies expended from the Sewer Operating Fund using USDA Rural Development Grant monies that were left from the East Center Street Sewer Improvement Project.

Section Two: It is hereby 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 actions, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

Section Three: This Resolution is hereby declared to be an emergency measure necessary to preserve the public health, safety, morals and general welfare of the inhabitants of the Village of Windham, Ohio and this Resolution shall go into full force and effect immediately upon its passage by three-fourths (3/4's) of the members of Council.

Passed in Council this 20th day of November, 2007.

Vote of Council: Ayes: R. Barrett, R. Donham, M. Garrett, S. Garrett, J. Minotti, P. Snyder
 Nays: None.

ATTEST:

APPROVED:

Village Fiscal Officer

Mayor, Village of Windham

I do hereby certify this to be a true and accurate copy according to the records in this Office.

Village Fiscal Officer