

**RESOLUTION R-2008-28**

A RESOLUTION AUTHORIZING THE MAYOR AND THE VILLAGE FISCAL OFFICER OF THE VILLAGE OF WINDHAM TO ENTER INTO AN AGREEMENT WITH DEREK SPODAR TO BUILD A SERVER FOR USE BY THE ADMINISTRATION OFFICE AT A COST NOT TO EXCEED \$2465.91 AND AUTHORIZING HALF PAYMENT BEFORE THE WORK BEGINS AND THE BALANCE AT COMPLETION RETROACTIVE TO MAY 22, 2008 ACCORDING TO PURCHASE ORDER 548-2008 AND DECLARING AN EMERGENCY.

**WHEREAS**, there is a serious memory shortage on the current computer server; and

**WHEREAS**, there is concern that the current server may crash, and

**WHEREAS**, Derek Spodar has quoted a very fair price of \$2465.91 to perform the work of building a new server but does not have adequate front money to begin the job; and

**WHEREAS**, this matter has been reviewed and is recommended by the Council's Finance Committee; and

**WHEREAS**, this matter is an emergency affecting the health, safety, and welfare of the residents of the Village of Windham.

**NOW THEREFORE**, be it resolved by the Council of the Village of Windham, three-fourths or more of its elected members concur that:

Section One: The Mayor and Village Fiscal Officer are hereby authorized to enter into an agreement with Derek Spodar to build a new computer server at a price not to exceed \$2,465.91 with one-half being paid before the work begins with the balance paid upon completion of the work retroactive to May 22, 2008 according to purchase order 548-2008.

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 27<sup>th</sup> day of May, 2008.

Ayes: R. Barrett, S. Garrett, M. McManus, L. Rininger, P. Snyder.

Nays: none

Attest:

Approved:

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Village Fiscal Officer, Lloyd Billman

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Mayor, Rob Donham II