

## RESOLUTION R-2009-28

A RESOLUTION AUTHORIZING THE VILLAGE FISCAL OFFICER OF THE VILLAGE OF WINDHAM TO CERTIFY THE FOLLOWING SUMS TO THE PORTAGE COUNTY AUDITOR TO BE ASSESSED AND COLLECTED AS DELINQUENT WATER/SEWER RENTS TOTALING \$13,465.91 AS SET FORTH HEREIN AND DECLARING AN EMERGENCY.

**WHEREAS**, the Council of the Village of Windham desires to collect delinquent water/sewer rents; and

**WHEREAS**, the Village Administrator, under the authority granted to him by Ohio Revised Code section 735.273, has established a regulation whereby the Village can certify unpaid water and sewer utility bills to the Portage County Auditor. Upon certification, the amount owed, including interest and penalty, are assessed against the property where the services were provided and where the water and sewer bills remain unpaid; and

**WHEREAS**, there have been water/sewer rents received by the real property owners that are presently unpaid; and

**WHEREAS**, the failure to pay this outstanding bill for utility services that have been rendered by the Village of Windham is an emergency matter affecting the health, safety, and general welfare of the residents of the Village of Windham.

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

Section One: The Village Fiscal Officer is hereby directed to certify the following sums to the Portage County Auditor to be assessed and collected as delinquent water/sewer rents totaling \$13,465.91 as set forth herein;

41-046-00-00-007-000	Lot 47	9626 Center E	\$226.08
41-046-00-00-078-003	Lot 46	9262 Center St W	\$487.56
41-058-10-00-025-000	Windham Estates No 1 Lot 25	9081 Wilverne	\$38.15
41-058-10-00-065-000	Windham Estates 2 Lot 102	9154 Elm Cr	\$80.82
41-058-10-00-079-000	Windham Estates 2 Lot 116	9142 Linden Cr	\$323.81
41-058-20-00-109-000	Windham Estates 3B Lot 317	9032 Store	\$927.26
41-058-20-00-016-000	Windham Estates 3B Lot 311	9921 Bright	\$855.61
41-058-10-00-009-000	Windham Estates No 1 Lot 8	9019 Spring	\$156.87
41-058-10-00-010-000	Windham Estates No 1 Lot 7	9025 Spring	\$196.55
41-057-10-00-151-000	Maple Grove Pk 1 Lot 109	9538 Greenmeadow	\$932.23
41-057-10-00-154-000	Maple Grove Pk 1 Lot 112	9572 Greenmeadow	\$137.64
41-057-10-00-156-000	Maple Grove Pk 1 Lot 114	9590 Greenmeadow	\$62.01
41-057-10-00-159-000	Maple Grove Pk 1 Lot 117	9614 Greenmeadow	\$379.70
41-057-10-00-096-000	Maple Grove Pk 1 Lot 54	9153 Maple Grove	\$335.51
41-057-10-00-044-000	Maple Grove Pk 1 Lot 2	9158 Maple Grove	\$34.66
41-057-10-00-094-000	Maple Grove Pk Lot 52	9159 Maple Grove	\$274.93
41-057-10-00-093-000	Maple Grove Pk Lot 51	9132 Main Street N	\$223.88
41-057-10-00-087-000	Maple Grove Pk Lot 45	9679 Center	\$741.16

41-057-10-00-084-000	Maple Grove Pk Lot 42	9713 Center	\$33.06
41-057-10-00-085-000	Maple Grove Pk Lot 43	9723 Center	\$242.06
41-057-10-00-074-000	Maple Grove Pk 1 Lot 32	8988 Maple Grove	\$2200.24
41-057-10-00-073-000	Maple Grove Pk 1 Lot 31	8992 Maple Grove	\$1018.12
41-057-10-00-071-000	Maple Grove Pk 1 Lot 29	9006 Maple Grove	\$727.65
41-057-10-00-068-000	Maple Grove Pk 1 Lot 26	9028 Maple Grove	\$69.95
41-057-10-00-067-000	Maple Grove Pk 1 Lot 25	9038 Maple Grove	\$1466.68
41-057-10-00-162-000	Maple Grove Pk Lot 120	9047 Maple Grove	\$84.22
41-057-10-00-164-000	Maple Grove Pk Lot 122	9639 Community	\$125.02
41-057-10-00-168-000	Maple Grove Pk 1 Lot 122	9601 Community	\$74.28
41-057-10-00-172-000	Maple Grove Pk Lot 130	9561 Community	\$6.49
41-057-10-00-113-000	Maple Grove Pk 1 Lot 71	8995 Oak Ct	\$22.43
41-057-10-00-175-000	Maple Grove Pk Lot 133	9539 Community	\$739.98
41-057-10-00-078-000	Maple Grove Pk Lot 36	9717 Grove Ct	\$241.30

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 and 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 accordingly this Resolution shall go into full force and effect immediately upon its passage by two thirds (2/3) of the members of Council.

Passed in Council as an emergency this 18th day of August, 2009.

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

Attest:

Approved:

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Village Fiscal Officer, Lloyd Billman

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Mayor, Robert Donham II

Approved as to form:

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Solicitor, Thomas Reitz