

RESOLUTION R-2007-6

A RESOLUTION APPROVING THE BID SUBMITTED BY TRIPLE DIAMOND EXCAVATING TO INSTALL A DRAINAGE SYSTEM AROUND THE COUNCIL CHAMBERS AND MAINTENANCE GARAGE TO THE STORM SEWER AND AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN AGREEMENT WITH TRIPLE DIAMOND EXCAVATING AT A COST NOT TO EXCEED \$3,300.00 AND AUTHORIZING PAYMENT FROM THE CDBG REVOLVING LOAN FUNDS (RLF) AND DECLARING AN EMERGENCY.

WHEREAS, there is a serious flooding and water damage problems in the council chambers; and

WHEREAS, there are not funds available in the General Fund and Maintenance Fund; and

WHEREAS, there are funds available in the C.D.B.G.- RLF Account which funds are available to pay this amount not to exceed \$3,300.00; and

WHEREAS, the Village Administrator discussed this matter and bid with the Service and Finance Committees of Council ; and

WHEREAS, the Service and Finance Committee recommends approval; 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, two-thirds or more of its elected members concur that:

Section One: Triple Diamond Excavating is approved by Council to install a drainage system around the Council Chambers and Maintenance Garage to the storm sewer.

Section Two: The mayor and fiscal officer of the Village of Windham are authorized to enter into an agreement with Triple Diamond Excavating at a cost not to exceed \$3,300.00 from the C.D.B.G. – RLF Account.

Section Three: It is hereby found and determined that all format 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 requirement of Section 121.22 of the Ohio Revised Code.

Section Four: 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 two-thirds (2/3) of the members of Council.

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

Vote of Council: Ayes: Rachel Barrett, Sonya Edwards, Marian Garrett, Scott Garrett, Jodi Minotti, Phil Snyder. Nays: None.

Attest:

Approved:

Village Fiscal Officer, Lloyd Billman

Mayor, C. James Moore