

VILLAGE OF WINDHAM  
OHIO  
RESOLUTION NO. R-2010-16

A RESOLUTION AUTHORIZING AN ADDITIONAL COMPENSATION AGREEMENT  
BETWEEN THE VILLAGE OF WINDHAM AND WVFD JOINT FIRE DISTRICT AND  
DECLARING AN EMERGENCY

**WHEREAS**, on September 22, 2009, Windham Township and the Windham Village passed a Joint Resolution to establish the WVFD Joint Fire District (hereinafter the "WVFDJFD"); and

**WHEREAS**, an agreement the Village and the WVFDJFD in needed in order to set forth the payment of Additional Compensation to be paid by the Village, to the WVFDJFD, in conformity with the Joint Resolution of the Village and Windham Township of September 22, 2009.

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: That the contract setting forth a Additional Compensation by the Village of Windham, to the WVFDJFD, in substantial conformity with the Exhibit attached hereto and marked for identification as Exhibit "A", is hereby approved.

Section 2: This Ordinance is declared to be an emergency measure effective immediately upon its passage by Council and approval by the Mayor, to preserve the health, safety and general welfare of the citizens of the Village of Windham, and for the reason that Village of Windham needs to have the contract in place at the earliest time provided by law, and to comply with Village commitments as are set forth in Joint Resolution 2009-31.

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 in Council as an emergency this the 23rd day of March, 2010.

Vote of Council: Ayes: Mrs. Meszaros, Mr. Garrett, Mrs. Barrett, Mrs. Miranda.

Nays: Mr. Snyder. Abstain: Mrs. Rininger.

Adopted: \_\_\_\_\_

Approved: \_\_\_\_\_

Effective: \_\_\_\_\_

By: \_\_\_\_\_

Robert W. Donham, II, Mayor

Attest:

\_\_\_\_\_  
Fiscal Officer - Lloyd Billman

Approved as to form:

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Village Solicitor – Thomas Reitz

**AGREEMENT SETTING FORTH ADDITIONAL CONTRIBUTION BY THE VILLAGE OF WINDHAM TO THE WVFD JOINT FIRE DISTRICT IN THE VILLAGE OF WINDHAM**

**THIS AGREEMENT** made between the Village of Windham (hereinafter “Village”) and the WVFD Joint Fire District (hereinafter “District”), made on the latest date of execution set forth below in the signatory section of the Agreement.

**WHEREAS**, on September 22, 2009, the Windham Township and the Village of Windham passed a Joint Resolution to establish the District; and

**WHEREAS**, under Article XXIV of the Joint Resolution, the Village agreed to pay an Annual amount of Seven Thousand Dollars (\$7,000.00) to the District;

**WHEREAS**, by executing this Agreement, the Village and the District intend to formalize the payment of said funds to the District;

**NOW, THEREFORE** it is agreed between the District and the Village as follows:

1) Commencing on January 1, 2010, and ending on December 31, 2014, the Village hereby agrees to pay an annual amount of Seven Thousand Dollars (\$7,000.00) to the District as and for consideration of the fire protection, ambulance and emergency medical services to be provided by the District to the residents of the Village of Windham without additional charge.

2) This payment shall be made in two (2) annual installments of Three Thousand Five Hundred Dollars (\$3,500.00), the first to be paid on January 31, and the second to be paid on July 31 of each year.

3) The District agrees that in the event the Fire District should disband or otherwise discontinue operation, the Village shall receive a one hundred percent (100%) refund of the cash payments set forth in this Agreement.

**IN WITNESS WHEREOF**, the representatives of the respective parties to this

Agreement set forth their signatures as of the date set forth below.

**FOR THE DISTRICT:**

**Date**

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**FOR THE VILLAGE:**

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ROBERT W. DONHAM II, Mayor

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LLOYD BILLMAN, Fiscal Officer

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