

RESOLUTION R-2010-32

A RESOLUTION AUTHORIZING A PROJECT WORKS AGREEMENT FOR THE STATE OF OHIO AND DECLARING AN EMERGENCY

WHEREAS, the Village of Windham has previously been awarded a grant from the Ohio Public Works Commission for the project entitled Main Street Resurfacing in the amount of One Hundred Thirty Six Thousand Five Hundred Dollars (\$136,500.00); and

WHEREAS, a condition of the acceptance of the grant is to enter into a Project Agreement with the Ohio Public Works Commission, under the Ohio Local Transportation Improvement Program; and

WHEREAS, the agreement needed to be executed on or about the 1st day of July, 2010; and

WHEREAS, the Mayor and the Fiscal Officer of the Village of Windham have, on behalf of the Village of Windham, executed a Project Agreement, with an effective date of July 1, 2010; and

WHEREAS, the Council of the Village of Windham approves the Project Agreement with the Ohio Public Works Commission, and wishes to ratify the actions taken by the Mayor and the Fiscal Officer under the grant previously awarded to the Village of Windham.

NOW THEREFORE BE IT RESOLVED, by the Council of the Village of Windham, Portage County, Ohio, two thirds (2/3rds) or more of the members thereto concurring that:

SECTION 1: That the actions taken by the Mayor and the Fiscal Officer prior to the passage of this Resolution to approve and execute the Project Agreement between the Village of Windham and the Ohio Public Works Commission, are hereby approved and ratified.

SECTION 2: That the Project Agreement between the Ohio Public Works Commission and the Village of Windham, in substantial conformity with the Exhibit attached hereto, and marked for identification as Exhibit "A", is hereby approved.

SECTION 3: This Resolution is declared to be an emergency measure becoming immediately effective upon 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 to comply in a timely fashion with the requirements of the grant awarded to the Village of Windham by the Ohio Public Works Commission.

SECTION 4: 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 the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including §121.22 of the Revised Code of the State of Ohio.

Passed in Council as an emergency this 29<sup>th</sup> day of July, 2010.

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

APPROVED:

ATTEST:

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Mayor Robert Donham, II

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Fiscal Officer, Lloyd Billman

Approved as to form:

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Solicitor, Thomas Reitz