

RESOLUTION R-2023-7

A RESOLUTION AUTHORIZING THE VILLAGE FISCAL OFFICER OF THE VILLAGE OF WINDHAM UNDER SECTION 735.29 OF THE OHIO REVISED CODE TO CERTIFY THE FOLLOWING SUMS TO THE PORTAGE COUNTY AUDITOR TO BE ASSESSED AND COLLECTED AS DELINQUENT WATER/SEWER RENTS TOTALING \$4160.13 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 the 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 \$4160.13 as set forth herein;

41-048-00-00-011-000	9804 E. Center St. Windham, OH 44288	Iris M. Heller	\$2287.64
41-056-00-00-035-000	9117 N. Main St. Windham, OH 44288	Bryan Eggleston	\$270.66
41-058-20-00-113-000	9971 Bright Dr. Windham, OH 44288	Madison Edge Jr.	\$624.06
41-058-10-00-139-000	9849 Green Dr. Windham, OH 4488	James W. McFadden c/o James McFadden Jr.	\$510.86
41-058-10-00-168-000	9885 Short Dr. Windham, OH 44288	Maria R. Pemberton	\$52.55
41-057-10-00-067-000	9038 Maple Grove Rd. Apts A-F Windham, OH 44288	SMLARUSSA INVESTMENTS LLC	\$414.36

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 the deliberations of this Council, and of any of its committees that resulted in such formal actions, were in meeting open to the public and 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, moral and general welfare of the inhabitants of the Village and for the further reason that the Fiscal Officer must be authorized to certify the owed amounts in this legislation to the Portage County Auditor in time for the debt to be included in the next real estate tax bill, and as a result this Resolution shall go into full force and effect immediately upon its passage by two-thirds (2/3's) or more of the members of Council.

Passed in Council as an emergency this 22nd day of August, 2023

Vote of Council: Ayes: 5
 Nays: 0

Attest:

Approved:

Village Fiscal Officer, Katrina Washington

Mayor, Scott Garrett

Approved as to Legal Form:

Solicitor, Thomas Reitz