

**RESOLUTION R-2010-31**

A RESOLUTION AMENDING RESOLUTION R-2010-3 WITH RESPECT TO TRANSFERS BETWEEN THE WATER AND SEWER OPERATING FUNDS, RESPECTIVELY, TO THEIR RESPECTIVE DEBT SERVICE AND DEBT SERVICE RESERVE FUNDS TO MEET CALENDAR 2010 DEBT SERVICE REQUIREMENTS DURING 2010 AND DECLARING AN EMERGENCY.

**WHEREAS**, the Council of the Village of Windham desires to have adequate monies in the Water and Sewer Debt Service Reserve Funds; and

**WHEREAS**, this is required as a covenant for loans against the Water and Sewer Operating Funds; 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: Beginning July 2010 through December 2010 the Village Fiscal Officer shall have the authority to discontinue making the following transfer from the following funds:

From Sewer Operating Fund (Fund 5201)  
To Sewer Debt Service Fund (Fund 5741) in the amount of \$12,962.00 each month (\$155,544.00 per year).

This debt has been satisfied and paid in full according to our debt schedule and Conversation with Ohio Water Department Authority.

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

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.

Attest:

Approved:

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Village Fiscal Officer, Lloyd Billman

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Mayor, Robert Donham II