

VILLAGE OF WINDHAM  
OHIO  
RESOLUTION NO. R-2010-15

A RESOLUTION AUTHORIZING A FIRE PROTECTION, AMBULANCE AND  
EMERGENCY MEDICAL SERVICE AGREEMENT BETWEEN THE VILLAGE OF  
WINDHAM AND WVFD JOINT FIRE DISTRICT AND DECLARING AN EMERGENCY

WHEREAS, the Village of Windham is a member of the WVFD Joint Fire District, (hereinafter the "WVFDJFD"); and

WHEREAS, the WVFDJFD has indicated its intention to place a special fire and emergency medical service levy before the Windham Township and Windham Village electorate for the purpose of obtaining tax revenues to operate and make capital improvements by the WVFDJFD for fire and emergency medical protection services; and

WHEREAS, until such time as the Windham Township and Windham Village electorate approve a fire and emergency medical service levy the Village anticipates that the WVFDJFD will lack sufficient funds to provide fire protection and emergency medical service to the areas of the Village of Windham served by the WVFDJFD; and

WHEREAS, the Council of the Village of Windham has the authority pursuant to Ohio Revised Code 9.60 to enter into a contract with the WVFDJFD to provide fire and emergency medical service protection within the Village until such time as the WVFDJFD obtains revenue from the passage of the anticipated levy; and

WHEREAS, the Council of the Village of Windham wishes to enter into a contract with the WVFDJFD to provide fire protection, ambulance and emergency medical services to residents of the Village of Windham until such time as the WVFDJFD can obtain funding directly from the citizens it serves in the Village of Windham for the services to be rendered in the Village.

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 Fire and Emergency Services Protection Agreement between the Village of Windham and 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 so as to provide uninterrupted fire protection, ambulance and emergency medical service to the citizens of the Village of Windham.

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 28th day of April, 2010.

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

Nays: None. Abstain: Mrs. Rininger.

Attest:

Approved:

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

By: \_\_\_\_\_  
Robert W. Donham, II, Mayor

Approved as to form:

\_\_\_\_\_  
Village Solicitor – Thomas Reitz