

ORDINANCE NO. O-2009- 22

AN ORDINANCE CONFIRMING VARIOUS POSITIONS WITHIN THE VILLAGE OF WINDHAM FIRE DEPARTMENT AND DECLARING AN EMERGENCY

WHEREAS, the Village of Windham is a party to litigation known as the Village of Windham, et al. vs. Windham Township, et al., Case No. 2007 CV 1774, presently pending in the Portage County Common Pleas Court. The controversy involved in the pending litigation is the ownership of the Windham Village Fire Department; and

WHEREAS, barring an agreed upon settlement prior to July 1, 2009, the Village of Windham must be in the position to operate the Village of Windham Fire Department commencing on July 1, 2009; and

WHEREAS, in order to operate the Village of Windham Fire Department, it is necessary to confirm all of the positions of employment within the Village of Windham Fire Department.

NOW THEREFORE BE IT ORDAINED by the Council of the Village of Windham, Portage County, Ohio two thirds or more of the members elected thereto concurring that:

SECTION 1: The following positions are hereby confirmed within the Village of Windham Fire Department: Fire Chief, First Assistant Chief, Second Assistant Chief, Fire Fighter, Reserve Fire Fighters, EMS Coordinator, Emergency Medical Technician - Intermediate, Emergency Medical Technician - Basic, Emergency Medical Technician - Medic.

SECTION 2: This Ordinance is declared to be an emergency measure, effectively immediately upon its passage by Council and approved by the Mayor, for the reason it is necessary to confirm the above positions within the Village of Windham Fire Department on or before July 1, 2009.

SECTION 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council, and that deliberations of this Council and any of its committees that resulted in such formal actions were in meeting open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

Passed in Council as an emergency on the 23rd day of June, 2009.

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

ATTEST:

APPROVED:

Lloyd Billman, Fiscal Officer

Robert Donham, II, Mayor

I hereby certify that the above Ordinance was duly published by public posting at predesignated posting places.

Lloyd Billman, Fiscal Officer

APPROVED AS TO FORM:

Thomas Reitz, Solicitor