

RESOLUTION R-2014-7

A RESOLUTION ESTABLISHING THE PROPORTIONATE CONTRIBUTION BETWEEN AND AMONG VARIOUS FUNDS FOR THE PAYMENT OF THE MORTGAGE, UTILITIES AND OTHER COSTS ASSOCIATED WITH THE VILLAGE PURCHASE, MAINTENANCE, AND ONGOING EXPENSES OF 9083 NORTH MAIN STREET IN THE VILLAGE OF WINDHAM.

WHEREAS the Council at the Village of Windham has previously determined the need to acquire a new municipal center and has purchased the building located at 9083 North Main Street in the Village of Windham for that purpose; and

WHEREAS the new municipal center will serve the needs of the Police Department, the Utility Department and general administrative offices of the Village of Windham, and

WHEREAS the expenses of the Police Department and the general administrative offices of the Village of Windham are paid through the General Fund of the Village, which fund is the default fund responsible for paying the expenses of the Village not otherwise paid by departments which have independent sources of funding; and

WHEREAS the Utility Department's expenses are funded through revenues from the sale of portable water to and the acceptance of sanitary discharge from customers of the Village water system and sanitary sewer system; and

WHEREAS the Council has determined that it is appropriate to allocate the costs associated with the acquisition and use of the new municipal center by the Utility Department to the Utility Department, and to base the allocation on the amount of square footage of the new building used by the Utility Department as a percentage of the total square footage of the new building; and

WHEREAS the Council would have established this level of contribution from the Utility Department at an earlier date, but was unable to do so until after the new municipal center was actually purchased and the allocation of space between and among the Village Departments within the building was determined.

NOW THEREFORE, BE OR DEEMED RESOLVED by the council of the Village of Windham a majority or more of the members thereto concurring that:

Section 1: It is established and acknowledged by the Council of the Village of Windham that the portion of the Utility Department's operation located within the new municipal center occupies more than 25% of the total square feet available at the new municipal center.

Section 2: As a result the Council determines to allocate to the Utility Department 25% of the costs of purchasing and maintaining the new municipal center.

Section 3: The Council determines that the costs which are subject to the 25% allocation set forth in this ordinance include the utilities used, the mortgage, and/or any indebtedness and debt service costs (including principal, penalty and interest) payable to any lender who might finance the purchase of the property, public liability insurance, and maintenance costs associated with the building.

Section 4: It is the intention of the Village Council that the allocation set forth in this resolution should be effective as to all costs associated with the purchase and maintenance of the new municipal center, and for that reason upon the passage of this legislation the Fiscal Officer is authorized to reimburse the General Fund for expenses of the new municipal center which would have been paid by the Utility Department had this legislation been enacted in advance of the purchase of the new municipal center.

Section 5: The costs associated with the use of the municipal center allocated to the Utility Department under this Resolution shall be equally divided between the water and the sewer funds of the Utility Department.

Section 6: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were accepted 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 meetings open to the public, in compliance with Section 121.22 of the Ohio Revised Code.

First reading: February 25, 2014

Second reading: March 18, 2014

Third reading: April 24, 2014

Passed in Council on April 24, 2014.

Vote of Council: Ayes: Mr. Garrett, Ms. Blewitt, Mrs. Prem, Mrs. Barrett, Mr. Slusher

Nays: None.

Attest:

Approved:

Village Fiscal Officer, Lloyd Billman

Mayor, Robert Donham II

Approved as to Legal Form:

Solicitor, Thomas Reitz

