

**A RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR BIDS FOR THE 2011 WATER METER CHANGE OUT PROJECT WITHIN THE VILLAGE OF WINDHAM, PORTAGE COUNTY, OHIO AND DECLARING AN EMERGENCY**

**WHEREAS**, the Council of the Village of Windham has been informed by the Village Administrator that a substantial majority of the water meters located on customers' property throughout the Village of Windham are in poor condition and are in need of replacement; and

**WHEREAS**, in order to more accurately meter the amount of water which is sold within the Village, the Council of the Village of Windham has been advised by the Village Administrator that all of the water meters should be replaced at one time in order to realize economies involved through volume discounts; and

**WHEREAS**, the Council of the Village of Windham previously advertised for bids to replace water meters throughout the whole of the Village, but no bidders met the advertised specifications.

**WHEREAS**, the Council of the Village of Windham has caused the bid specifications for changing out all of the water meters with meters which use an automatic radio-based meter reading system to be revised, in an effort to obtain a responsive and responsible bids which can be accepted by the Village.

**NOW THEREFORE BE IT RESOLVED** by the Council of the Village of Windham, County of Portage and State of Ohio, two thirds of the members thereto concurring that:

**Section 1:** Redvertisement for the 2011 water meter change out project within the Village of Windham, in substantial conformity with the bid specifications attached hereto and marked for identification as Exhibit "A" is hereby authorized.

**Section 2:** That the Village administration is authorized to determine the actual dates of publication of the request for bids and the date for opening the bids received, in the event the dates which are set forth in the attached bid package are inconvenient or not in compliance with law.

**Section 3:** This Resolution is declared to be an emergency measure, becoming immediately effective upon passage by Council and approval by the Mayor, in order to advance the health, safety, morals and general welfare of the citizens of the Village of Windham, and for the further reason that it is essential to get accurate readings for water throughout the whole of the Village at the earliest possible time.

**Section 4:** 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.

Approved by the Village Council as an emergency on September 29, 2011.

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

Attest: Approved:

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Village Fiscal Officer, Lloyd Billman

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Mayor, Robert Donham II

Approved as to Legal Form:

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Solicitor, Thomas Reitz