

VILLAGE OF BOSTON HEIGHTS  
45 E. Boston Mills Road  
Hudson, OH 44236

REGULAR COUNCIL MEETING  
OF  
February 10, 2010 – 8:00 P.M.

**AGENDA**  
ROLL CALL  
PLEDGE OF ALLEGIANCE  
APPROVAL OF AGENDA  
MINUTES PRESENTED FOR CHANGE OR CORRECTION OR ADOPTION  
CORRESPONDENCE  
AUDIENCE PARTICIPATION

- ORDINANCE C - 2010**                    **AN ORDINANCE AMENDING THE  
GENERAL EMPLOYMENT PROVISIONS  
CHAPTER 147 OF THE CODIFIED  
ORDINANCES OF THE VILLAGE OF  
BOSTON HEIGHTS AND DECLARING AN  
EMERGENCY**
- ORDINANCE D - 2010**                    **AN ORDINANCE AMENDING TITLE  
THREE - LEGISLATIVE, CHAPTER 121 OF  
THE CODIFIED ORDINANCES OF THE  
VILLAGE OF BOSTON HEIGHTS AND  
DECLARING AN EMERGENCY**
- ORDINDANCE E - 2010**                    **AN ORDINANCE APPROVING THE  
PERMANENT ANNUAL APPROPRIATIONS  
FOR THE VILLAGE OF BOSTON HEIGHTS  
FOR THE YEAR 2010 AND DECLARING AN  
EMERGENCY**
- RESOLUTION E - 2010**                    **A RESOLUTION DESIGNATING MEMBERS  
OF COUNCIL TO THE VARIOUS SAFETY  
COMMITTEES KNOWN AS SAFETY I  
(POLICE) AND SAFETY II (FIRE) FOR THE  
YEAR 2010 AND DECLARING AN  
EMERGENCY**
- RESOLUTION F - 2010**                    **A RESOLUTION AUTHORIZING THE  
MAYOR AND CLERK-TREASURER TO  
ENTER INTO AN AGREEMENT FOR  
PAYMENT WITH THE HUMANE SOCIETY  
OF GREATER AKRON AND DECLARING  
AN EMERGENCY**
- RESOLUTION G - 2010**                    **A RESOLUTION APPOINTING DESIGNEES  
FOR THE PUBLIC RECORDS  
REQUIREMENTS AS STATED IN H.B. 9**
- RESOLUTION H - 2010**                    **A RESOLUTION CONFIRMING THE  
APPOINTMENT OF ASHLEY PAYNTER TO  
THE FIRE DEPARTMENT OF THE VILLAGE  
OF BOSTON HEIGHTS AS AN EMT-B AND  
DECLARING AN EMERGENCY**
- RESOLUTION I - 2010**                    **A RESOLUTION APPOINTING KEVIN  
LIGHTNER TO THE BOARD OF REVIEW  
OF THE INCOME TAX CODE AND  
DECLARING AN EMERGENCY**

**RESOLUTION J - 2010**

**A RESOLUTION AUTHORIZING THE  
MAYOR, CLERK TREASURER AND/OR JIM  
ROBINSON, ROAD SUPERINTENDENT TO  
FILE ON BEHALF OF THE VILLAGE OF  
BOSTON HEIGHTS AN APPLICATION TO  
THE SUMMITE/AKRON SOLID WASTE  
MANAGEMENT AUTHORITY (THE  
"AUTHORITY") FOR COMMUNITY  
RECYCLING ACCESS GRANT AND  
DECLARING AN EMERGENCY**

MOTIONS: APPROVAL OF DECEMBER 2009 FINANCIAL STATEMENT

.COMMITTEE REPORTS  
OLD BUSINESS  
NEW BUSINESS  
ADJOURN

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CAROL ZEMAN, CLERK-TREASURER

AN ORDINANCE AMENDING THE GENERAL  
EMPLOYMENT PROVISIONS CHAPTER 147  
OF THE CODIFIED ORDINANCES OF THE  
VILLAGE OF BOSTON HEIGHTS AND  
DECLARING AN EMERGENCY

WHEREAS, in order to promote order and fair employment practices in the Village of Boston Heights, the Council of the Village of Boston Heights has reviewed the General Employment Provisions of the Codified Ordinances of the Village of Boston Heights and recommends the proposed addition.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Boston Heights, County of Summit, and State of Ohio:

Section 1: That the Chapter 147, General Employment Provisions of the Codified Ordinances of the Village of Boston Heights is amended to read as follows:

**147.03 WORK WEEK; OVERTIME; COMPENSATORY TIME.**

(b) Overtime Work

(2) Full-time members of the Police Department shall be compensated at a rate of one and one-half times the employee's wage rate for hours worked in excess of eighty hours in the standard two-week pay period, **or shall be compensated with compensatory time at a rate of one and one-half times the employee's hours worked in excess of eighty hours in the standard two-week pay period, at the option of the full-time member of the Police Department.** For purposes of determining overtime hours of full-time members of the Police Department, the fourteen day pay period commences Monday at 12:01 a.m. and ends fourteen day later at 12:00 p.m. Sunday.

(c) Compensatory Time. **Unless authorized in writing by the Mayor and the Department head, the maximum number of hours of compensatory time that any employee may accumulate is 40 hours.**

**147.04 HOLIDAYS**

(c) An employee whose service is required for the maintenance of public service on a holiday shall receive his regular pay for hours worked on that holiday **and receive a straight eight (8) hour day's pay for the appropriate holiday.**

Section 2: That this Council hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meeting open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate peace, health, and safety of the residents of the Village of Boston Heights and for the continued daily operations of all departments and shall take effect and be in force from and after its passage.

PASSED:

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BILL GONCY, MAYOR

ATTEST:

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CAROL ZEMAN, CLERK-TREASURER

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio, do hereby certify that the foregoing Ordinance - 2010 was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on the 10<sup>th</sup> day of February, 2010

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CAROL ZEMAN, Clerk of the Village of  
Boston Heights

AN ORDINANCE AMENDING TITLE THREE -  
LEGISLATIVE, CHAPTER 121 OF THE CODIFIED  
ORDINANCES OF THE VILLAGE OF BOSTON  
HEIGHTS AND DECLARING AN EMERGENCY

WHEREAS, the Council has determined to amend the provisions of Title Three -  
Legislative, Chapter 121 of the Codified Ordinances of the Village of Boston Heights.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of  
Boston Heights, County of Summit and State of Ohio:

Section 1: That Chapter 121, Section 121.02(c)(1) Standing Committees shall be  
amended to provide as follows:

**121.02 STANDING COMMITTEES**

(1) The Standing Committees of Council are:

- A Financial Committee
- B Road Committee
- C Safety I Police
- D Safety II Fire
- E Property and Park Committee
- F Cemetery Committee
- G Planning and Zoning Committee

Section 2: That all other provisions of Chapter 121 not specifically  
amended herein shall remain in full force and effect.

Section 3: That this Ordinance is hereby declared an emergency measure  
necessary for the preservation of the public peace, and safety of the residents of the Village of  
Boston Heights and to insure orderly operation of the safety forces and shall take effect  
immediately upon its passage.

Section 4: That this Council hereby finds and determines that all formal actions  
relative to the adoption of this Resolution were taken in an open meeting of this Council and that  
all deliberations of this Council which resulted in formal action were  
taken in meetings open to the public, in full compliance with the applicable legal requirements  
including Section 121.22 of the Ohio Revised Code.

PASSED:

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BILL GONCY, MAYOR

ATTEST:

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CAROL ZEMAN, Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio, do  
hereby certify that the foregoing Ordinance - 2009 was duly passed by the Council of the  
Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on the 28<sup>th</sup>  
day of July, 2009.

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CAROL ZEMAN, Clerk of the Village of  
Boston Heights

AN ORDINANCE APPROVING THE  
PERMANENT ANNUAL APPROPRIATIONS  
FOR THE VILLAGE OF BOSTON HEIGHTS  
FOR THE YEAR 2010 AND DECLARING AN  
EMERGENCY

BE IT ORDAINED by the Council of the Village of Boston Heights, Summit County, Ohio:

Section 1: The Permanent Annual Appropriations for the Village of Boston Heights for the year 2010 as attached hereto as Exhibit "A" are hereby approved and adopted by the Council of the Village of Boston Heights, Ohio.

Section 2: That this Council hereby finds and determines that all formal actions relative to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meeting open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and the daily operations of the municipal departments and shall take effect and be in force from and after its passage.

PASSED:

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BILL GONCY, MAYOR

ATTEST:

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CAROL ZEMAN, Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit county, Ohio , do hereby certify that the foregoing Ordinance -2010 was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on the 10<sup>th</sup> day of February 2010.

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CAROL ZEMAN, Clerk of the Village of Boston Heights

<b>ANNUAL APPROPRIATION ORDINANCE 2010</b>								
<b>GENERAL FUND</b>							<b>AMENDED APPROP.</b>	<b>AMENDED APPROP.</b>
<b>PROGRAM I - SECURITY OF PERSONS AND PROPERTY</b>								
				<b>2010</b>			<b>1ST AMENDMENT</b>	<b>2nd AMENDMENT</b>
				<b>Appropriation</b>				
<b>POLICE LAW ENFORCEMENT</b>								
	Salaries/Wages			370,000.00				
	Benefits			175,000.00				
	Uniform Allow.			-				
	Contractual			-				
	Supplies			-				
	Capital Outlay			-				
				<b>753,250.00</b>				
<b>FIRE FIGHTING, PREVENTION &amp; INSPECTION</b>								
	Salaries/Wages			37,000.00				
	Benefits			4,000.00				
	Contractual			-				
	Supplies			-				
				<b>82,000.00</b>				
	Street Lighting			-				
	Traffic Signals			-				
	<b>TOTAL PROGRAM I</b>			<b>844,500.00</b>				
<b>PROGRAM II - PUBLIC HEALTH AND HUMAN SERVICES</b>								
	Pymt to Cty Health District			-				
	<b>TOTAL PROGRAM II</b>			<b>25,000.00</b>				
<b>PROGRAM IV - COMMUNITY ENVIRONMENT</b>								
	Planning/Zoning/Bldg/Elec.		-					
	Salaries/Wages			18,000.00				
	Benefits			3,000.00				
	Contractual							
	Supplies							
				<b>21,000.00</b>				
	Engineering			<b>15,000.00</b>				

<b>TOTAL PROGRAM IV</b>					<b>36,000.00</b>			
<b>PROGRAM VI - TRANSPORTATION</b>								
	Salaries/Wages				112,500.00			
	Benefits				48,000.00			
	Contractual				-			
	Supplies				-			
					<b>197,500.00</b>			
<b>TOTAL PROGRAM V I</b>					<b>197,500.00</b>			

<b>PROGRAM VII - GENERAL GOVERNMENT</b>							
				<b>2010</b>			
Mayor							
	Salaries/Wages			16,500.00			
	Benefits			3,500.00			
	Contractual			-			
	Supplies			-			
				<b>21,700.00</b>			
Council							
	Salaries/Wages			18,000.00			
	Benefits			2,200.00			
				<b>20,200.00</b>			
Clerk of Courts							
	Salaries/Wages			60,000.00			
	Benefits			23,000.00			
	Contractual			-			
	Supplies			-			
				<b>84,000.00</b>			
Clerk-Treasurer							
	Salaries/Wages			39,000.00			
	Benefits			7,200.00			
	Contractual			-			
	Supplies			-			
				<b>49,200.00</b>			
Land & Buildings							
	Salaries/Wages	-					
	Benefits	-					
	Contractual			-			
	Supplies			-			
	EMS Service			-			
	Capital Outlay	-		-			
				<b>114,000.00</b>			
Auditor & Treasurer Fees				-			
Delinquent Collections				-			
State Examiners Fees				-			
Election Fees/Solid Waste				-			
Solicitor				-			
Worker's Compensation				-			





				2010				
<b>Fire Levy</b>				<b>Appropriations</b>				
Contractual		230		-				
Supplies		240		-				
Auditors Fees		230		-				
Del. Ad. & Coll.		230		-				
Dretac Fees		230		-				
Capital Outlay		250		-				
Loan Payment		250						
<b>Fund Total</b>				<b>381,900.00</b>				
<b>Fire Levy Operating</b>								
Salaries		211		42,000.00				
Benefits		212		11,000.00				
				<b>53,000.00</b>				
<b>Computer Fund</b>								
Salaries		211		-				
Benefits		212		-				
Contractual		230		-				
Supplies		240		-				
Capital Outlay		250		-				
<b>Fund Total</b>				<b>22,000.00</b>				
<b>Law Enforcement Trust Fund</b>								
Contractual		230						
Supplies		240		-				
<b>Fund Total</b>				<b>530.72</b>				
<b>Cemetery Trust Fund</b>								
Contractual				-				
Supplies				-				
<b>Fund Total</b>				<b>1,500.00</b>				

<b>Refundable Performance Bond Fund</b>								
Contractual		230	48,727.58					
<b>Fund Total</b>					<b>48,727.58</b>			
<b>Capital Projects Fund</b>								
Contractual		230			-			
Supplies		240			-			
Auditors Fees		230			-			
Del. Ad & Coll.		230			-			
Dretac Fees		230			-			
Capital Outlay		250			-			
<b>Fund Total</b>					<b>43,440.00</b>			
<b>Federal Forfeiture Fund</b>								
					-			

A RESOLUTION DESIGNATING MEMBERS OF COUNCIL TO THE VARIOUS SAFETY COMMITTEES KNOWN AS SAFETY I (POLICE) AND SAFETY II (FIRE) FOR THE YEAR 2010 AND DECLARING AN EMERGENCY.

BE IT RESOLVED by the Council of the Village of Boston Heights, County of Summit, State of Ohio

Section 1 : That the Public Safety I (Police) Committee for the year 2010 shall consist of the following members: **Scott Foss, Raymond McFall and Frank Baxter.** Said committee shall be chaired by Councilperson **Scott Foss.**

Section 2: That the Public Safety II (Fire) Committee for the year 2010 shall consist of the following members: **Dawn Blakeney, Janet Miller and Don Polyak.** Said committee shall be chaired by Councilperson **Dawn Blakeney.**

Section 4: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 5: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and for the further reason this measure is necessary in order to ensure the daily operations of the municipal departments and shall take effect and be in force from and after its passage

PASSED:

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BILL GONCY, Mayor

ATTEST:

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CAROL ZEMAN, Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio, do hereby certify that the foregoing Resolution - 2010, was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio, at a meeting of Council on the 10th day of February, 2010.

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CAROL ZEMAN, Clerk of the Village of Boston Heights

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK-TREASURER TO ENTER INTO AN AGREEMENT FOR PAYMENT WITH THE VILLAGE OF BOSTON HEIGHTS ON BEHALF OF THE HUMANE SOCIETY OF GREATER AKRON AND DECLARING AN EMERGENCY

WHEREAS, the Village of Boston Heights seeks to utilize the services of the Humane Society of Greater Akron to seize, deliver, impound, house feed, redeem , sell and euthanize dogs found injured or endangered within the Village.

NOW, THEREFORE BE IT RESOLVED by the Council of the Village of Boston Heights, County of Summit and State of Ohio:

Section 1: That the Mayor and Clerk- Treasurer are hereby authorized to enter into an agreement on behalf of the Village with the Humane Society of Greater Akron as is set forth in Exhibit "A" which is attached hereto:

Section 2: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and the continuing control and protection of animals at endangered within the boundaries of the Village of Boston Heights.

PASSED:

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BILL GONCY, MAYOR

ATTEST:

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CAROL ZEMAN, Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio, do hereby certify that the foregoing Resolution -2010 was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on February 10, 2010.

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Carol Zeman, Clerk of the Village of Boston Heights

A RESOLUTION APPOINTING DESIGNEES FOR THE  
PUBLIC RECORDS REQUIREMENTS AS STATED IN  
H.B. 9

WHEREAS, H.B. 9 provides for designees to represent the elected officials unable to attend a meeting regarding the Public Records Policy

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Boston Heights, County of Summit and State of Ohio:

SECTION 1. That the appointment of Clerk-Treasurer, Carol Zeman as designee for all elected officials unable to attend a seminar or meeting as required under H.B. 9 for the year 2010.

SECTION 2. That from year to year this Resolution may change the appointed designees as needed

SECTION 3. That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED:

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BILL GONCY, Mayor

ATTEST:

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CAROL ZEMAN, Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio, do hereby certify that the foregoing Resolution - 2010, was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio, at a meeting of Council on the 10<sup>th</sup> day of February, 2010.

A RESOLUTION CONFIRMING THE  
APPOINTMENT OF ASHLEY PAYNTER TO  
THE FIRE DEPARTMENT OF THE VILLAGE  
OF BOSTON HEIGHTS AS AN EMT-B AND  
DECLARING AN EMERGENCY.

WHEREAS, the Mayor has recommended the appointment of Ashley Paynter to the Fire Department of the Village of Boston Heights effective March 1, 2010 and

WHEREAS, the Fire Chief is in agreement with said recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Boston Heights, County of Summit and State of Ohio:

Section 1: That the Mayor's recommendation to appoint Ashley Paynter as an EMT-B with the Fire Department of the Village of Boston Heights is hereby accepted.

Section 2: That it is 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 action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and for the continuing emergency operations of the First Responder Program within the Village of Boston Heights.

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BILL GONCY, MAYOR

ATTEST:

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CAROL ZEMAN Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio do hereby certify that the foregoing Resolution - 2010, was duly passed by the Council of Boston Heights, County of Summit, State of Ohio, as a meeting of Council on the 10<sup>th</sup> day of February, 2010.

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CAROL ZEMAN, Clerk of the Village of Boston Heights, Ohio

RESOLUTION I – 2010

FEBRUARY 10, 2010

A RESOLUTION APPOINTING KEVIN LIGHTNER  
TO THE BOARD OF REVIEW OF THE INCOME  
TAX CODE AND DECLARING AN EMERGENCY

BE IT RESOLVED by the Council of the Village of Boston Heights,  
County of Summit and State of Ohio:

Section 1: That pursuant to Section 183.11(a) of the Codified Ordinances of the Village of Boston Heights Kevin Lightner is hereby appointed to the Board of Review of the Income Tax Code.

Section 2: That Kevin Lightner will complete the full board required per Section 183.11(a) of the Codified Ordinances of the Village of Boston Heights.

Section 3: That the Council of the Village of Boston Heights hereby ratifies the appointment of Kevin Lightner to the Board of Review of the Income Tax Code.

Section 4: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 5: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and the daily operations of the municipal departments and shall take effect and be in force from and after its passage, and for the reason that this legislation is needed to insure the orderly administration of the income tax code.

PASSED:

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BILL GONCY, MAYOR

ATTEST:

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CAROL ZEMAN, Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio, do hereby certify that the foregoing Resolution , 2010 was duly passed by the Council of the Village of Boston Heights, County of Summit, State of Ohio at a meeting of Council on the 10th day of February, 2010

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CAROL ZEMAN, Clerk of the Village of  
Boston Heights

A RESOLUTION AUTHORIZING THE  
MAYOR, CLERK TREASURER AND/OR JIM  
ROBINSON TO FILE ON BEHALF OF THE  
VILLAGE OF BOSTON HEIGHTS AN  
APPLICATION TO THE SUMMIT/AKRON  
SOLID WASTE MANAGEMENT AUTHORITY  
(THE “AUTHORITY”) FOR COMMUNITY  
RECYCLING ACCESS GRANT AND  
DECLARING AN EMERGENCY

WHEREAS, the Village of Boston Heights desires to assist in implementing and supporting new and existing community recycling programs that assist the Authority in meeting the goals and objective of the State of Ohio’s Solid Waste Management Plan and the Authority’s approved Plan; and

WHEREAS, the Authority has developed the Community Recycling Access Grant (the “Grant”) to support projects which would sustain and increase recycling activities within Summit County; and

WHEREAS, recommendation has been made to the Village Council that the Village of Boston Heights apply to the Authority for the grant which will further the goals to sustain and increase recycling activities within Summit County.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Boston Heights, County of Summit and State of Ohio:

Section 1: The Mayor, Clerk-Treasurer, and/or Jim Robinson as Road Superintendent are hereby authorized and directed, for and on behalf of the Village of Boston Heights to apply for the grant in order to sustain and increase recycling activities within Summit County.

Section 2: That the Clerk-Treasurer is hereby directed to send the Authority a copy of this resolution to the attention of Jenny Markovich, Program Coordinator, the Summit/Akron Solid Waste Management Authority, 12 East Exchange Street, Third Floor, Akron, Ohio 44308.

Section 3: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4: This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the residents of the Village of Boston Heights and for the purposes of continuing, without any interruption of the recycling program presently in place.

PASSED:

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BILL GONCY, MAYOR

ATTEST:

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CAROL ZEMAN, Clerk-Treasurer

I, CAROL ZEMAN, Clerk of the Village of Boston Heights, Summit County, Ohio do hereby certify that the foregoing Resolution -2009, was duly passed by the Council of Boston Heights, County of Summit, State of Ohio, as a meeting of Council on the 10th day of February, 2010.