

RESOLUTION _____

AUTHORIZING A VOLUNTARY TEMPORARY REDUCTION IN SALARY OF TEN PERCENT (10%) FOR CITY COUNCIL MEMBERS

WHEREAS, the Council and the Elected Officials have had to take extraordinary measures to balance the City's budget in light of the economic downturn, including reducing the labor force of the City and asking employees to forego cost-of-living increases, to consider voluntary furloughs, and other measures; and

WHEREAS, the Wilmington City Council Members desire have volunteered to take a 10% reduction in salary; and

WHEREAS, it is the intent of Council to return to their authorized salary when economic conditions permit;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, STATE OF OHIO:

Section 1. That the Auditor of the City of Wilmington is hereby authorized to reduce the salary of any individual Council Member of the City of Wilmington by ten percent (10%) for the period beginning April 1, 2010 until further notice.

Section 2. This Resolution shall have full force and effect from the earliest period allowed by law.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor

ORDINANCE NO. _____

MAKING SUPPLEMENTAL APPROPRIATIONS

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILMINGTON,
STATE OF OHIO:

Section 1. That in addition to the sums heretofore appropriated,
certain sums be and the same hereby are, appropriated as follows:

- a. From the Drug Law Enforcement Fund to 281.215.5990
“Drug Law Enforcement” the sum of \$18,000.00
- b. From the Sewer Fund to 635.360.5212 “Utilities” the sum
of \$72,000.00
- c. From the Fire/EMS Fund to 535.214.5274 “Vehicle
Maintenance” the sum \$9,400.00

Section 2. That this ordinance is hereby declared to be an emergency
measure necessary to the immediate preservation of the public health, safety
and welfare, and accordingly, shall be in full force and effect immediately upon
its passage.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor

ORDINANCE NO. _____

MAKING MISCELLANEOUS TRANSFERS

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILMINGTON,
STATE OF OHIO:

Section 1. That from the sum heretofore appropriated, the following sums be, and the same hereby are, transferred for current expenses and other expenditures as follows:

- a. From Account 670.370.5279 "Dumpster Maintenance" to Account 670.370.5315 "Tires/Batteries" the sum of \$5,000.00
- b. From Account 520.221.5111 "Fire Salaries" to 520.221.5126 "Uniform Maintenance" the sum of \$300.00
- c. From Account 270.150.5512 "Municipal Court Computerization Fund Computer Hardware" to 270.150.5322 "Computer Software" the sum of \$4,000.00
- d. From Account 110.132.5111 "Income Tax Salaries" to 110.132.5410 "Income Tax Incidentals" the sum of \$1,000.00
- e. From Account 210.330.5277 "SAMI – Nelson Ave" to 210.330.5278 "Nelson Ave ROW Improvements" the sum of \$58,000.00

Section 2. That this ordinance is hereby declared to be an emergency measure necessary to the immediate preservation of the public health, safety and welfare, and accordingly, shall be in full force and effect immediately upon its passage.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor

RESOLUTION NO. _____

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH DAYTON POWER AND LIGHT ENERGY RESOURCES, INC./MIAMI VALLEY LIGHTING, INC. REGARDING RECEIVING AN ENERGY COST DISCOUNT THROUGH DECEMBER 31, 2012 FOR QUALIFYING CITY ACCOUNTS AND DECLARING AN EMERGENCY

WHEREAS, the lighting of roadways and neighborhoods enhances public safety and security, and

WHEREAS, the State of Ohio and the Public Utilities Commission of Ohio (PUCO) have made certain options available pertaining to the supply of electric generation and transmission supply services, and

WHEREAS, Miami Valley Lighting, LLC is willing to continue to provide and operate luminaires and associated equipment on a long-term basis to provide full service lighting services, and

WHEREAS, the City of Wilmington desires to continue to purchase such full service lighting services from Miami Valley Lighting and also desires to purchase electric generation and transmission supply services from Dayton Power and Light Energy Resources, Inc., under terms favorable to the City; and

WHEREAS, the City will receive a fifteen percent (15%) discount from DPL Energy Resources' "Standard Offer" charge for electric generation and transmission service (known as the "Commercial Tarriff Discount") through December 31, 2012.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, STATE OF OHIO:

Section 1. That the Mayor be, and he hereby is, authorized and directed on behalf of the City to enter into an agreement with DPL Energy Resources, Inc. and Miami Valley Lighting, Inc. (the "DPL Energy Agreement") for electric generation and transmission services for the City accounts designated in said agreement (which is attached hereto and incorporated herein by reference as "**Exhibit A**").

Section 2. That this Resolution is an emergency measure in that the 15% energy discount is available for acceptance by the City through Friday, October 8, 2010.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor

RESOLUTION NO. _____

ACCEPTING A GRANT

WHEREAS, funds from the Ohio Bureau of Worker's Compensation have been awarded to the City;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, STATE OF OHIO:

Section 1. That the Mayor be, and he hereby is, authorized and directed on behalf of the City to accept Award No. 00-8464 from the Ohio Bureau of Workers' Compensation in the amount of \$5,237.33.

Section 2. That this resolution shall be in full force and effect at the earliest period allowed by law.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor

Resolution No. _____

AUTHORIZING THE SUBMITTAL OF A PROPOSAL WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR A GRANT THROUGH THE US DOT FEDERAL TRANSIT ADMINISTRATION (FTA), AS AUTHORIZED UNDER FEDERAL TRANSIT LAW, AS CODIFIED, 49 USC Section 5311, FINANCIAL ASSISTANCE FOR OTHER THAN URBANIZED AREAS AND FUNDS AVAILABLE FROM THE OHIO PUBLIC TRANSPORTATION GRANT PROGRAM AND EXECUTING A CONTRACT WITH THE OHIO DEPARTMENT OF TRANSPORTATION UPON GRANT PROPOSAL ACCEPTANCE

WHEREAS, the Director of the Ohio Department of Transportation is authorized to make grants for a public transportation program;

WHEREAS, the contract for financial assistance will impose certain obligations upon the Proposer, including the provision by it of the local share of the project costs in the program;

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an proposal for assistance under 49 USC Section 5311 the Proposer give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Proposer that disadvantaged business enterprise be used to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged businesses shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, OHIO,

Section 1. That the Mayor is authorized to execute and submit (a) proposal(s) on behalf of the City of Wilmington with the Ohio Department of Transportation to aid in the financing of capital and operating assistance projects pursuant to 49 U.S.C. Section 5311 and the Ohio Public Transit Grant Program.

Section 2. That the Mayor is authorized to execute and file with such proposal and assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

Section 3. That the Mayor is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with the proposal for the program of projects submitted to Federal Transportation Administration.

Section 4. That the Mayor is authorized to set forth and execute affirmative disadvantaged business policies in connection to any procurement made as part

of the project.

Section 5. That the Mayor is authorized to execute grant agreements on behalf of the City of Wilmington with the Ohio Department of Transportation for aid in the financing of operating and capital assistance projects.

Section 6. That this resolution shall take full force and effect from the earliest period allowed by law.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor

CERTIFICATION

The undersigned duly qualified and acting Clerk of Council of the City of Wilmington certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the Council of the City of Wilmington held on _____, 2010.

If proposer has an official seal, impress here.

Laura A. Curliss

Clerk of Council

Date

ORDINANCE NO. _____

REPEALING ORDINANCE 2467, AND ADOPTING A SCHEDULE TO PROVIDE FOR THE OBSERVANCE OF LEGAL HOLIDAYS FOR CITY EMPLOYEES, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILMINGTON, STATE OF OHIO

Section 1. That Ordinance No. 2467 of the City of Wilmington regarding the holiday schedule be and hereby is repealed in its entirety.

Section 2. That for the year 2010 and thereafter, the following legal holidays shall be observed by full-time non-bargaining unit City employees: New Year's Day, Martin Luther King Day, Presidents Day, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day, the day after Thanksgiving Day, and Christmas Day.

Section 3. That when the holiday falls on a Saturday, it shall be celebrated on the preceding Friday. When the holiday falls on a Sunday, it shall be celebrated on the following Monday.

Section 4. That for the year 2012 and thereafter, the following legal holidays shall be observed by full-time non-bargaining unit City employees: New Year's Day, Martin Luther King Day, Memorial Day, Independence Day, Labor Day, Veterans Day, Thanksgiving Day, the day after Thanksgiving Day, Christmas Eve, and Christmas Day.

Section 5: That for the year 2012 and thereafter, in years in which Christmas Eve falls on Friday and Christmas Day falls on Saturday, these holidays will be observed on Thursday and Friday, respectively. In years in which Christmas Eve falls on Sunday and Christmas Day falls on Monday, these holidays will be observed on Monday and Tuesday, respectively.

Section 6. That the holiday schedule applies to all full-time non-bargaining unit City employees with the exception of service departments and/or personnel who work for service departments who are deemed necessary to work on an observed holiday in order to continue to provide essential services to the citizens. Scheduling of holidays for these employees will be left to the discretion of the department supervisors.

Section 7. That provisions of any ordinances and resolution which are inconsistent herewith are hereby repealed.

Section 8. That this ordinance is hereby declared to be an emergency measure necessary to the immediate preservation of the public health, safety and welfare to provide for immediate implementation of an employment benefit and shall be in full force and effect immediately upon its passage.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor

RESOLUTION NO. _____

ACCEPTING GIFT

WHEREAS, the Ohio Department of Public Safety donated a Python II Radar Unit, valued at \$1,800.00, to the City of Wilmington Police Department;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON, STATE OF OHIO:

Section 1. That with grateful appreciation the City does hereby accept such gift.

Section 2. That this resolution shall be in full force and effect at the earliest period allowed by law.

Passed this _____ day of _____, 2010.

President of Council

ATTEST:

Clerk of Council

Approved by me this _____ day of _____, 2010.

Mayor