

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

REGULAR COUNCIL MEETING
OF
December 9, 2009 – 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 Q - 2009** **AN ORDINANCE AMENDING THE
GENERAL EMPLOYMENT
PROVISIONS CHAPTER 141 OF THE
CODIFIED ORDINANCE OF THE VILLAGE
OF BOSTON HEIGHTS TO AMEND
SECTION 141.01(b) "ROAD DEPARTMENT
SUPERINTENDENT" AND DECLARING AN
EMERGENCY**
- ORDINANCE R - 2009** **AN ORDINANCE AMENDING THE
GENERAL EMPLOYMENT PROVISIONS
CHAPTER 147 OF THE CODIFIED
ORDINANCES OF THE VILLAGE OF
BOSTON HEIGHTS TO ADD SECTION 147.17
"PROCEDURE FOR DISMISSAL OR
SUSPENSION OF A VILLAGE EMPLOYEE"
AND DECLARING AN EMERGENCY**
- ORDINANCE S - 2009** **AN ORDINANCE AMENDING THE
PERMANENT ANNUAL APPROPRIATIONS
ORDINANCE (ORDINANCE 2-2009) FOR
THE VILLAGE OF BOSTON HEIGHTS FOR
THE YEAR 2009 AND DECLARING AN
EMERGENCY**
- ORDINANCE T - 2009** **AN ORDINANCE AMENDING CHAPTER
143, ENTITLED "MUNICIPAL ENGINEER",
OF THE CODIFIED ORDINANCES OF THE
VILLAGE OF BOSTON HEIGHTS AND
DECLARING AN EMERGENCY**
- ORDINANCE U - 2009** **AN ORDINANCE AMENDING SECTION
147.03 ENTITLED "WORK WEEK" OF THE
CODIFIED ORDINANCES OF THE VILLAGE
OF BOSTON HEIGHTS AND DECLARING
AN EMERGENCY**
- ORDINANCE V - 2009** **AN ORDINANCE AMENDING CHAPTER 137,
ENTITLED "POLICE DEPARTMENT", OF
THE CODIFIED ORDINANCES OF THE
VILLAGE OF BOSTON HEIGHTS AND
DECLARING AN EMERGENCY**

ORDINANCE W - 2009

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

RESOLUTION KK - 2009

**A RESOLUTION AUTHORIZING THE
MAYOR OF THE VILLAGE OF BOSTON
HEIGHTS TO ENTER INTO AN
AGREEMENT WITH FIRSTENERGY
SOLUTIONS FOR THE EXCLUSIVE RIGHT
OF ELECTRIC AGGREGATION SERVICES
AND DECLARING AN EMERGENCY**

RESOLUTION LL - 2009

**A RESOLUTION PROVIDING FOR THE
EMPLOYMENT OF OFFICIALS AND
CERTAIN EMPLOYEES OF THE VILLAGE
OF BOSTON HEIGHTS, OHIO, FOR THE
YEAR 2010 AND DECLARING AN
EMERGENCY**

RESOLUTION MM - 2009

**A RESOLUTION AUTHORIZING THE
MAYOR, POLICE CHIEF AND THE CLERK-
TREASURER TO PURCHASE FIVE (5)
POLICE CRUISERS AND TO TRADE-IN
CURRENTLY OWNED POLICE CRUISERS
TOWARD THE COST OF THE FIVE (5) NEW
CRUISERS AND DECLARING AN
EMERGENCY**

MOTIONS:

APPROVAL OF OCTOBER 2009 FINANCIAL STATEMENT

**COMMITTEE REPORTS
OLD BUSINESS
NEW BUSINESS**

ADJOURN

CAROL ZEMAN, CLERK-TREASURER

AN ORDINANCE AMENDING THE GENERAL EMPLOYMENT PROVISIONS CHAPTER 141 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF BOSTON HEIGHTS TO AMEND SECTION 141.01(b) "ROAD DEPARTMENT SUPERINTENDENT" 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 Chapter 141 "Road Department Superintendent" of the Codified Ordinances of the Village of Boston Heights and recommends the proposed amendment.

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 141.01(b) of the Codified Ordinances of the Village of Boston Heights is amended to read as follows:

141.01 ROAD DEPARTMENT SUPERINTENDENT

(b) The Mayor, with consent of Council, shall be responsible for hiring the Road Department Superintendent. The Road Department Superintendent shall be in charge of and is hereby authorized, with the advice and consent of the Mayor, to do the firing and hiring of all Road Department assistants.

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 daily operations of the municipal departments and shall take effect and be in force from and after its passage.

PASSED:

BILL GONCY, MAYOR

ATTEST:

CAROL ZEMAN, CLERK-TREASURER

ORDINANCE Q - 2009

DECEMBER 9, 2009

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 9th day of December, 2009

CAROL ZEMAN, Clerk of the Village of
Boston Heights

AN ORDINANCE AMENDING THE GENERAL EMPLOYMENT PROVISIONS CHAPTER 147 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF BOSTON HEIGHTS TO ADD SECTION 147.17 "PROCEDURE FOR DISMISSAL OR SUSPENSION OF A VILLAGE EMPLOYEE" 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 of the Codified Ordinances of the Village of Boston Heights is amended to add 147.17 as follows:

147.17 Procedure for dismissal or suspension of a Village Employee

The Mayor has the exclusive right to suspend any of the officers or employees of the village for incompetence, gross neglect of duty, gross immorality, habitual drunkenness, failure to obey orders given them by the proper authority, or for any other reasonable or just cause.

If an employee is suspended under this section, the Mayor immediately shall certify this fact in writing, together with the cause for the suspension and immediately shall serve a true copy of the charges upon the person against whom they are made. Within five (5) days of receiving this notification, the mayor shall hold a meeting with said officer or employee and render a judgment on it. The judgment of the mayor may be for the person's suspension, reduction in rank/position, or removal from the department.

Suspensions of officers or full time employees of more than three (3) days, reduction in rank/position, or removal from the department under this section may be appealed by the officer or employee to the legislative authority of the village within five (5) days from the date of the mayor's judgment. The legislative authority shall hear the appeal at its next regularly scheduled meeting. The person against whom the judgment has been rendered may appear in person and by counsel at the hearing, examine all witnesses, and answer all charges against that person.

At the conclusion of the hearing, the legislative authority may dismiss the charges, uphold the mayor's judgment, or modify the judgment to one of suspension for not more than sixty (60) days, reduction in rank/position, or removal from the department.

Action of the legislative authority removing or suspending the accused from the department requires the affirmative vote of a majority of Council members; the Mayor holds no vote in this action.

Section 147.17 does not replace ORC 737.171 or 737.19 when related to Marshal or police officers.

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:

BILL GONCY, MAYOR

ATTEST:

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 9th day of December, 2009

CAROL ZEMAN, Clerk of the Village of Boston Heights

AN ORDINANCE AMENDING THE PERMANENT ANNUAL APPROPRIATIONS ORDINANCE (ORDINANCE 2-2009) FOR THE VILLAGE OF BOSTON HEIGHTS FOR THE YEAR 2009 AND DECLARING AN EMERGENCY

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

SECTION 1: The Permanent Annual Appropriations for the Village of Boston Heights (Ordinance 2 – 2009) for the year 2009 are hereby amended to reflect any and all changes necessary to balance the account within each fund as needed. There is no exhibit presented due to the undetermined amount of the changes needed.

SECTION 2: That the clerk-Treasurer of the Village of Boston Heights is approved to make any changes necessary to comply with the regulations of the Auditor of the State of Ohio. The Clerk-Treasurer is also authorized to recertify any excess revenues with the Summit County Auditor's office for the above mentioned amendments to the appropriation Ordinance 2 - 2009

SECTION 3: That it is found an determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance 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 4: 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:

BILL GONCY, Mayor

ATTEST:

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 Boston Heights, County of Summit, State of Ohio at a meeting on the 9th day of December, 2009.

Carol Zeman, Clerk of the Village of Boston Heights

AN ORDINANCE AMENDING CHAPTER 143, ENTITLED
"MUNICIPAL ENGINEER", OF THE CODIFIED ORDINANCES
OF THE VILLAGE OF BOSTON HEIGHTS AND DECLARING AN
EMERGENCY

WHEREAS, the Council has determined it is necessary to make certain changes to the residency requirements throughout 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 the portion of Ohio Revised Code Chapter 735, Section 735.31 and Section 735.32 regarding the need for the Street Commissioner to become a Village resident, " within six months" of the appointment to Street Commissioner, is here by deleted from any reference in the Codified Ordinance of the Village of Boston Heights

Section 2: That there shall be no residency requirement of any kind connected the position of Street Commissioner and/or Village Engineer for the Village of Boston Heights

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 village functions 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 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 meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED

BILL GONCY, MAYOR

ATTEST:

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 9th day of December 2009.

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

AN ORDINANCE AMENDING SECTION 147.03
ENTITLED "WORK WEEK" OF THE CODIFIED
ORDINANCES OF THE VILLAGE OF BOSTON
HEIGHTS AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the Village of Boston Heights,

SECTION 1: Section 147.03 (b)(3) of the Codified Ordinances of the Village of Boston is hereby amended to read:

A. The last sentence of said Subsection of the existing Chapter County of Summit, and State of Ohio:147.03(b)(3) is hereby repealed in its entirety and replaced with the following sentence:

"(3) Paid holidays, sick days, vacation days, **bereavement** days and days taken for compensatory leave are to be counted as a regular hour(s)/day(s) working when computing overtime hours."

SECTION 2: That this Council hereby finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all such deliberations of this Council that resulted in such formal action were in meetings open to the public in compliance with the law, 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 to update and insure prompt compliance with payroll procedures for the efficient operation of the Village and shall take effect and be in force upon its passage.

PASSED:

BILL GONCY, Mayor

ATTEST:

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 of the 9th day of December 2009.

CAROL ZEMAN, Clerk of the Village
Of Boston Heights

AN ORDINANCE AMENDING CHAPTER 137, ENTITLED
"POLICE DEPARTMENT", OF THE CODIFIED ORDINANCES
OF THE VILLAGE OF BOSTON HEIGHTS AND DECLARING AN
EMERGENCY

WHEREAS, the Council has determined it is necessary to make certain changes to the residency requirements throughout 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 the portion of the Codified Ordinances of the Village of Boston Heights entitled Chapter 137 "Police Department", Section 137(a)(2) is hereby repealed in its entirety.

Section 2: That there shall be no residency requirement of any kind connected with the position of Police Chief of the Village of Boston Heights.

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 the orderly operation of the functions of the various departments of the Village of Boston Heights 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 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 meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED

BILL GONCY, MAYOR

ATTEST:

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 9th day of December 2009.

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

AN ORDINANCE APPROVING THE TEMPORARY
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 Temporary 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 it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance 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: 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:

BILL GONCY, Mayor

ATTEST:

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 Boston Heights, County of Summit, State of Ohio, at a meeting on the 9th day of December, 2009

CAROL ZEMAN, Clerk of the Village of Boston Heights

TEMPORARY APPROPRIATIONS 2010
EXHIBIT "A"

GENERAL FUND	425,000.00
ST. CONSTR.,MAINT.	22,537.50
ST. HIGHWAY	3,937.75
PARK FUND	5,527.00
ROAD LEVY	46,592.78
FIRE LEVY	23,493.83
COMPUTER FUND	7,551.25
CAPITAL PROJECTS	10,000.00
REF. PERF. BONDS	3,000.00
LAW ENFORCEMENT TRUST	363.75
FEDERAL FORFEITURE FUND	0

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF BOSTON HEIGHTS TO ENTER INTO AN AGREEMENT WITH THE FIRSTENERGY SOLUTIONS FOR THE EXCLUSIVE RIGHT OF ELECTRIC AGGREGATION SERVICES.

WHEREAS, the Village of Boston Heights is interested in reducing its overall energy costs by opt-out aggregation and aggregating its government owned electric accounts; and

WHEREAS, FirstEnergy Solutions is certified by the Public Utilities Commission of Ohio and offers energy brokerage and electric aggregation services that may reduce the cost per energy unit consumed; and

WHEREAS, the Village of Boston Heights hereby agrees to utilize the FirstEnergy Solutions as an exclusive agent and grants exclusive rights to perform such energy brokerage services, as described in and subject to the terms and conditions of the attached agreement known as "Exhibit A".

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

Section 1: That the Mayor of the Village of Boston Heights is hereby authorized to enter into an agreement with FirstEnergy Solutions for the brokerage of energy services for the Village of Boston Heights, its residents and its small commercial facilities.

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: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village of Boston Heights, and for the further reason that this joint venture is necessary to provide immediate cost savings to the people of the Village of Boston Heights

PASSED:

BILL GONCY, Mayor

ATTEST:

CAROL ZEMAN, Clerk-Treasurer

RESOLUTION KK - 2009

December 9, 2009

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 on the 9th day of December, 2009.

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

Opt-Out Aggregation Program Proposal

For



The Village of Boston Heights, Ohio

with

FirstEnergy Solutions

Revised: December 3, 2009

Proposal for Opt-out Program for the Village of Boston Heights

Understanding of Project:

The Village of Boston Heights, through an election on November 7, 2000, approved the creation of an opt-out program for the purchase of electricity. This program would serve the residents and small businesses of Boston Heights, The Village was given the authority to negotiate on behalf of the community to procure an electric generation supplier that would provide the greatest savings to Boston Heights' customers.

The Village of Boston Heights now wishes to begin its aggregation program. This proposal is provided by FirstEnergy Solutions, to assist the Village of Boston Heights in the creation of the aggregation program with FirstEnergy Solutions.

Scope of the Project:

FES will provide the electric generation necessary to meet the demands of the Village of Boston Heights aggregation program.

- The program will offer guaranteed savings to all eligible residential and commercial rate codes,
- This will be a nine year agreement (January 2009 through December 2018).
- FES will provide the necessary aggregation services needed to obtain and maintain the Village of Boston Heights's certification with the Public Utilities Commission of Ohio.
- FES will provide a one-time community grant payment to the Village in 2009 that is equal to \$30.00 per customer enrolled in the program - estimated payment: \$50,000.00
- FES will include all former special heating rate customers in the program at a 4% discount.

Agreements

Upon initial agreement of this proposal, an agreement will be entered into between the Village of Boston Heights and FES.

This offer is valid until December 18,2009.

Proposed Program Elements and Pricing

Electric Generation Supply Program

FirstEnergy Solutions' program will utilize "Percent off Pricing. Under the Village's aggregation program, the price paid for electric supply will be lower than the generation charge from Ohio Edison. In other words, each month, customers will pay the percent less chosen by the Village for electric supply than if they were not in the Village's government aggregation program.

December 2009 - December 2018*:

<hr/> <p>Rate RS - Standard Residential Rate</p> <p>Program Offer December 2009 - December 2018</p> <hr/> <p>Minimum 6% Discount</p> <hr/>	<hr/> <p>Rate GS - General Secondary to 199 kWd</p> <p>Program Offer December 2009 - December 2018</p> <hr/> <p>Minimum 4% Discount</p> <hr/>
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National accounts (e.g. McDonald's, BP, Dollar General) as well as eligible commercial accounts with annual usage over 700,000 will be offered the discounts in either plan selected but they must "opt-in" to the program.

*For the term referenced above, the generation pricing under this Agreement will be calculated as the specified percentage off the Electric Utility Price to Compare ("PTC") for transmission, generation and generation related charges as set forth in the EDU's applicable tariff. However, any bypassable riders not included in the PTC will be billed at their full rate. FES reserves the right to terminate service and return members to standard offer service for the period June 2011 - May 2018 if the EDU standard service offer pricing and or tariff structure is modified. As described above, no discount will be given on such charges as transmission, ancillary services and renewable / alternative energy resources if they are identified in a separate tariff approved by the PUCO and are not included in the PTC.

FirstEnergy Solutions Experience

FirstEnergy Solutions has provided governmental aggregation programs to the following communities:

- **Cities:** Cleveland Heights, Marion, Toledo, Ashland, Fairlawn, Oregon, Maumee, Sylvania, Perrysburg, Seven Hills, Norton, Green, Euclid, Tailmadge, Westlake, Defiance, Barberton, Ravenna, Youngstown, Parma, London, Sandusky, Alliance, Canal Fulton, Rittman, East Palestine, Stow, Streetsboro, Aurora, Girard, Struthers, Cortland, and Akron
- **Villages:** Mogadore, Northwood, Holland, LaGrange, Doylestown, Navarre, Lordstown, Munroe Falls, Silver Lake, and Ottawa Hills
- **Townships:** Bath, Boston, Copley, Coventry, Franklin, Northfield Center, Richfield, Sagamore Hills, Springfield, Twinsburg in Summit County, Fairfield Township in Columbiana County Boardman Township in Mahoning County, Trumbull County Townships, and Troy and Burton Townships in Geauga County.

These programs provide generation savings to over 600,000 residential customers and 61,000 commercial customers through their community aggregation efforts.

The aggregation program offered is supported by expert FES personnel in Ohio who provide assistance such as;

- Full service public relations department for design of mailing materials, press release needs, and other communications as needed

- GIS mapping capability - used to increase the accuracy of the opt-out list than the one given a supplier by FE. Each address is mapped and identified as being within the boundaries of the community prior to mailing.
- Professional training provided to community personnel to assist them during opt-out period and beyond
- In-house call center fully trained on each community's program to provide answers to participants' questions
- Expertise in FE rates to insure that participants who would not benefit from the aggregation are eliminated from the program prior to the opt-out mailing

A RESOLUTION PROVIDING FOR THE
EMPLOYMENT OF OFFICIALS AND CERTAIN
EMPLOYEES OF THE VILLAGE OF BOSTON
HEIGHTS, OHIO, 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 _____ is hereby appointed to the position of village Engineer for the Village of Boston Heights, Ohio for the year 2009.

Section 2: That **Terry Brannan** is hereby appointed to the position of **Cemetery Sexton** for the Village of Boston Heights, Ohio for the year 2010.

Section 3: That **Maryann Bode** is hereby appointed to the position of **Clerk of Mayor's Court** for the village of Boston Heights, Ohio for the year 2010.

Section 4: That **Kathi Cole** is hereby appointed to the position of **Assistant Office Clerk** for the Village of Boston Heights, Ohio for the year 2010.

Section 5: That no one at this time is appointed to the position of part-time help for the Clerk-Treasurer for the Village of Boston Heights, Ohio for the year 2010.

Section 6: That **David Himes** is hereby appointed to the position of **Zoning Inspector** for the Village of Boston Heights, Ohio for the year 2010.

Section 7: That, effective 1/1/2010, said officials and employees shall assume and fulfill the duties imposed upon them by virtue of their respective positions according to the Ordinances of the Village of Boston Heights, Ohio and the Statutes of the State of Ohio.

Section 8: Should the rates for services be increased by the Village Engineer or any Inspectors appointed hereunder during the calendar year 2010, such appointment hereunder shall be subject for review and possible termination prior to the end of year 2010.

Section 9: Should the Village contract with an outside agency for the services of any individuals appointed hereunder, then, with 30 days advance notice from the Village, such appointments shall be terminated.

Section 10: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and to allow for the continued operations of the Village departments.

Section 11: 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:

BILL GONCY, Mayor

ATTEST:

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 the Village of Boston Heights, County of Summit, state of Ohio, at a meeting of Council on the 9th day of December, 2009.

CAROL ZEMAN, Clerk of the Village of Boston Heights

A RESOLUTION AUTHORIZING THE MAYOR
AND THE CLERK-TREASURER TO
PURCHASE FIVE (5) POLICE CRUISERS AND
TO TRADE-IN FIVE (4) CURRENTLY OWNED
POLICE CRUISERS TOWARD THE COST OF
THE FIVE (5) NEW CRUISERS AND
DECLARING AN EMERGENCY

WHEREAS, the Village of Boston Heights is currently in need of five (5) new police cruisers due to the age and mileage of five of the cruisers currently in its fleet, and

WHEREAS, the Village of Boston Heights has received a quote of \$109,400.00 for the price of five (5) new police cruisers from Day Ford, Inc.; and

WHEREAS, the Village of Boston Heights has received a quote of \$ 26,500.00 for the trade-in value of the five (5) police cruisers currently owned by the Village; and

WHEREAS, the Village of Boston Heights Fire Department wishes to purchase one (1) of the police cruisers at the trade in value given by Day Ford, Inc. of \$5,300.00

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 sign and execute any and all paperwork necessary for the purchase of five (5) police cruisers from Day Ford, Inc.

Section 2: That the Mayor and the Clerk-Treasurer are hereby authorized to trade-in five (4) currently owned police cruisers to Day Ford, Inc. for the value of \$21,200.00 and receive \$5,300.00 from the Fire Levy for the purchase of one (1) police cruiser to serve as an offset against the cost of the new police cruisers, said cruisers for trade in being identified as cars #1, #2, #4 and #5, with car #3 being purchased by the Fire Department.

Section 3: That the Mayor, Clerk-Treasurer, and Police Chief are hereby authorized to sign and execute all additional documents from Day Ford, Inc. required to complete the purchase of the five (5) new police cruisers and the trade-ins of the currently owned cruisers.

Section 4: 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 5: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the Village of Boston Heights, and for the continued daily operations of the Police Department

RESOLUTION MM - 2009

DECEMBER 9, 2009

PASSED:

BILL GONCY, Mayor

ATTEST:

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 on the 9th day of December, 2009.

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

DAY FORD, INC

11/27/2009
Chief Varga
Village of Boston Heights

Day Fleet Sales is pleased to submit a quotation for the following vehicle :

	<u>DESCRIPTION</u>	<u>COST</u>
	2010 Ford Crown Victoria Police Interceptor	\$21,210.00
730A	3.55 Axel Ratio Limited Slip package	inc
99V	4.6L OCH FFV V8 Engine	inc
44Q	Automatic transmission	inc
TC1	P235/55R17BSWTires	inc
478	Courtesy lamps disabled	\$20.00
51A	Driver side spot lamp	\$190.00
67R	Rear Door handles inoperable	\$25.00
948	Rear window switches deleted	\$25.00
96B	Front side moldings not installed	\$30.00
21A	Power Driver Seat w/ lumbar	\$380.00
	Total per car	\$21,880.00
	Total for 5 Cars	\$109,400.00
	Less Trade - Car 1 Vin # 8X141118	-\$5,300.00
	Less Trade - Car 2 Vin # 8X141122	-\$5,300.00
	Less Trade - Car 3 Vin # 8X141119	-\$5,300.00
	Less Trade - Car 4 Vin # 8X141120	-\$5,300.00
	Less Trade - Car 5 Vin # 8X141121	-\$5,300.00
		\$82,900.00

Please contact me at 724-327-0900 extension 208 if you need any further assistance or with any questions you may have.

Thank you for this opportunity,

(signed)

Laura L. Mough
Assistant to Jeff Decker
Day Automotive Fleet Sales Dept.