

RESOLUTION 2009-25

A RESOLUTION AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO CANCEL AN AGREEMENT WITH USA MOBILITY FOR ALPHA PAGING SERVICES TO THE VILLAGE OF HIRAMS POLICE, FIRE AND EMERGENCY MEDICAL SERVICE PERSONNEL AND DECLARING AN EMERGENCY

WHEREAS, through Ordinance 2008-15, the Village of Hiram entered into a three year agreement with USA Mobility for Alpha paging services for the Village of Hiram Police, Fire and Emergency Medical Service Personnel; and

WHEREAS, the service provided to Village of Hiram personnel by USA Mobility has been unsatisfactory, specifically as the result of coverage lapses, failure to page, unintelligible pages and interruptions of service; and

WHEREAS, overtures from the Village of Hiram Fire Department to USA Mobility to correct these difficulties with service have proved unsuccessful; and

WHEREAS, the Fire Department of the Village of Hiram has requested that the Council of the Village of Hiram cancel the Agreement with USA Mobility forthwith.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF HIRAM, OHIO, two thirds or more of the members thereto concurring, that:

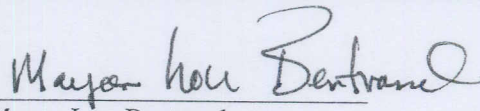
SECTION 1: Cancellation of the Agreement between the Village of Hiram and USA Mobility is hereby authorized.

SECTION 2: The appropriate administrative official within the Fire Department is hereby authorized to execute a Notice of Cancellation pursuant to paragraph 10 of the Agreement with USA Mobility, and the Mayor and the Fiscal Officer are authorized to execute any follow up documentation needed to effectuate that cancellation.

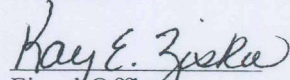
SECTION 3: This Resolution is declared an emergency measure becoming effective immediately upon its passage by Council, the particular emergency being the need to obtain pager services for the Village's safety forces which are consistently reliable, in order to effect the continued protection of the health, safety and welfare of the citizens of the Village of Hiram.

SECTION 4: It is hereby 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 Revised Code of the State of Ohio.


Passed in Council on October 13, 2009.


Mayor Lou Bertrand

ATTEST:


Fiscal Officer

Approved as to Form:


Solicitor

I Kay E. Ziska, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution or Ordinance No. 2009-25 has been duly posted in the required 5 places.

10-15-09 Kay E. Ziska
Date Fiscal Officer, Village of Hiram