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March 16, 2023

Dear City Council:

I understand that Judge Kathryn Viviano and the lawyers representing Council and the Mayor have resolved all disputes in Warren City Council v James R. Fouts (Case No. 2022-003334-AW), except for one. Apparently, there is still some disagreement about the records of the Downtown Development Authority.

Arguing about DDA records, seems unnecessary, because the local government software, BS&A, provides Council access to the records. Since 2017, the DDA's records have been available to Council and Council staff through the computer application. As I believe you know, the software allows users to view scanned source documents (e.g. invoices, correspondence and other support materials) for each payment made. Having reviewed the document request letter of July 8, 2022, sent to Jeff Schroder by the Rehman firm, I believe all the information at issue is, and has always been, open to Council's review.

Therefore, to eliminate the need for further litigation, I enclose the following documents on the Warren Downtown Development Authority's financial activity for the period of July 1, 2021 through June 30, 2022, as mentioned in the Rehman letter.

- Downtown Development Authority Membership
- Downtown Development Authority Chart of Accounts
- Copy of the DDA balance sheet and revenue and expense statements from the audited June 30, 2022 Annual Comprehensive Financial Report
- Detailed General Ledger Activity Report for the period of July 1, 2021 through June 30, 2022 created from the BS&A General Ledger (GL) application
- Summary Trial Balance created from the GL and reconciled to the audited financial statements
- DDA checking account bank statements for the months of July 2021 through June 30, 2022

To the extent Council needs further, "electronic access to or copies of accounting records of DDA," my office will assist Council or staff in using the BS&A computer software. I know the City's Assistant Controller, Mark Knapp, has offered this kind of help in the past.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard A. Fox".

Richard A. Fox
City Controller