

**RESOLUTION NO. 016-13**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR THE FISCAL YEAR 2013 COMMUNITY HOUSING IMPROVEMENT PROGRAM (CHIP FUNDS) TO THE OHIO DEVELOPMENT SERVICES AGENCY; AND DECLARING AN EMERGENCY**

**WHEREAS**, under the provisions of Title I of the Housing and Community Development Act of 1974, as amended to date, the Ohio Development Services Agency (ODSA) is authorized to provide financial assistance to units of general local government for undertaking and carrying out Community Development activities; and,

**WHEREAS**, it is provided in such Act that the unit of general local government shall provide a satisfactory assurance prior to submission of its application, that is has: (a) provided citizens with adequate information concerning the amount of funds available for proposed community development and housing activities, the range of activities that may be undertaken, and other important program requirements; (b) held two public hearings to obtain the views of citizens on community development and housing needs; and (c) provided citizens with an adequate opportunity to participate in the development of the application; and,

**WHEREAS**, it is desirable and in the public interest that the City of Napoleon, Ohio (hereinafter referred to as the "City"), undertake and carry out community development activities and make available funds for said undertakings; and,

**WHEREAS**, the City, utilizing the services of Maumee Valley Planning Organization, has held two public hearings on the proposed program on Monday, March 4, 2013 and Monday, March 18, 2013, and has made available to the general public, through the mass media and other sources, information concerning the program; and,

**WHEREAS**, the Members of the City Council have general knowledge of the proposed uses of such funds and are cognizant of the conditions that are imposed in the undertaking and carrying out community development activities and undertaken with federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, sex or national origin; Now Therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

Section 1. That, the Council of the City of Napoleon hereby approves filing an application for financial assistance under the Small Cities Community Development Block Grant Community Housing Improvement Program in the year 2013.

Section 2. That this Council authorizes the City Manager, as official representative of the City of Napoleon, to participate in the State of Ohio, Development Services Agency, Small Cities Community Development Block Grant Community Housing Improvement Program; moreover, upon approval of the City's application, to provide all information and documentation required in said application for submission and to execute all documents related thereto.

Section 3. That, this Council authorizes the City Manager to use the Maumee Valley Planning

Organization to assist in the preparation and execution of the application.


Section 4. That, the Council of the City of Napoleon, hereby understands and agrees that participation in the program will require compliance with program guidelines and assurances.

Section 5. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

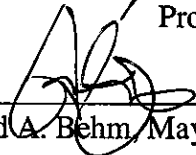
Section 6. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 7. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for further reason that this legislation must be in effect at the earliest possible time to be eligible to receive funds related to housing; such essential to public peace, health, and safety; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect at the earliest time permitted by law.

Passed: April 1, 2013

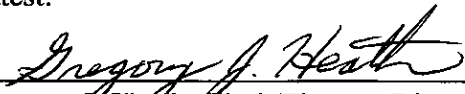
  
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Jeffrey Lankenau, Council President  
Pro-Tem

Approved: April 1, 2013

  
\_\_\_\_\_  
Ronald A. Behm, Mayor

VOTE ON PASSAGE 5 Yea 0 Nay 0 Abstain

Attest:

  
\_\_\_\_\_  
Gregory J. Heath, Clerk/Finance Director

*I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 016-13 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.*

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Gregory J. Heath, Clerk/Finance Director