

**RESOLUTION NO. 052-13**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS TO PURCHASE PROPERTY AND AUTHORIZING THE EXPENDITURE OF FUNDS IN EXCESS OF \$25,000.00 FOR SAID PURCHASE; AND DECLARING AN EMERGENCY**

**WHEREAS**, the City of Napoleon is required to spend \$72,000.00 (\$12,000.00 of which has already been spent) as its share for the local contribution for the Downtown Revitalization Grant which must be used for the acquisition of property for the purpose of building parking spaces; and,

**WHEREAS**, the City of Napoleon desires more parking for the downtown area; and,

**WHEREAS**, there is currently property in the downtown area where, if demolished, would be prime location for additional parking.

**WHEREAS**, in order to not be in violation of the Grant guidelines the City must spend the remaining \$60,000.00 before the end of the 2013 calendar year; **Now therefore,**

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

Section 1. That, the City of Napoleon authorizes the City Manager to enter into any and all documents necessary for the purchase of four parcels of land which are commonly known as: 1. 601 and 603 North Perry Street, 2. 112 West Main Street, 3. 605, and 605 ½ North Perry Street, and 4. West Main Street parcel known as 41-009034.0400 all of which are in the City of Napoleon.

Section 2. That, the City of Napoleon, as its local contribution to the Downtown Revitalization Grant, authorizes the expenditure in excess of \$25,000.00 for the purchase of said properties.

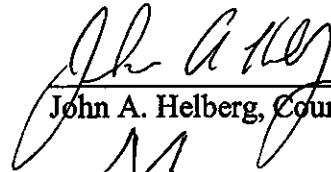
Section 3. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal 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 4. 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 5. 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 the further reason that this legislation must be in effect at the earliest possible time to allow for the City to comply with its grant requirements; therefore, provided it receives the required number of votes for passage as emergency

legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: September 23, 2013

  
\_\_\_\_\_  
John A. Helberg, Council President

Approved: September 23, 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. 052-13 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