

RESOLUTION NO. 014-14

A RESOLUTION TO APPROVE AND CONSENT TO THE ASSIGNMENT OF THE COMMUNITY REINVESTMENT AREA AGREEMENT FROM MMD&H HOLDINGS, LLC TO MWA ENTERPRISES, LTD; AND DECLARING AN EMERGENCY

WHEREAS, the Ohio Reinvestment Area Program, pursuant to Ohio Revised Code Chapter 3735, authorizes the City to grant real property tax exemptions on eligible new investments; and,

WHEREAS, the City by Resolution 114-01 adopted on October 1, 2001 that designated an area (CRA 7) as a Community Reinvestment Area pursuant to Ohio Revised Code Chapter 3735 and, with the adoption of Resolution No. 65-02 adopted June 17, 2002 enlarged the area; and,

WHEREAS, the Director of Development determined that the area so designated by the City contained the characteristics set forth in Ohio Revised Code Section 3735.66; and,

WHEREAS, the Director of Development certified the area as a community reinvestment area known as Zone No. 069-53550-02 (the "Area"); and,

WHEREAS, MMD&H Holdings, LLC has assigned their interest in the Community Reinvestment Area Agreement with the City of Napoleon that was entered into on November 15, 2014; Now Therefore,

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

Section 1. That, the City approves and consents to an assignment of the Community Reinvestment Area Agreement MMD&H Holdings, LLC MWA Enterprises Ltd., in substantially the form as being currently on file with the City Finance Director, Agreement No. 2013-11 subject to any changes deemed appropriate by the City Manager and approved as to form and correctness by the City Law Director, provided that the amount and allocation of the annual payment in lieu of taxes may not be amended without consent of this Council; said agreement having been reviewed by this Council.

Section 2. That, the City Manager is both authorized and directed to execute the Community Reinvestment Area Agreement as referred to in Section 1 of this Resolution in the name of and on behalf of the City.

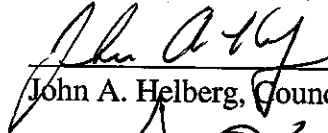
Section 3. It is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Ohio Revised Code Section 121.22 and the Codified Ordinances of the City of Napoleon, Ohio.

Section 4. That, if any 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 expeditiously proceed with this development project for the economic welfare of the inhabitants of the City; 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: March 17, 2014


John A. Helberg, Council President

Approved: March 17, 2014



Ronald A. Behm, Mayor

VOTE ON PASSAGE 6 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. 014-14 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 9th day of April, 20 14; and I further certify the compliance with the rules established in Chapter 103 of the Codified Ordinances of Napoleon, Ohio and the laws of the State of Ohio pertaining to Public Meetings.


Gregory J. Heath, Clerk/Finance Director

**SUMMARY OF ORDINANCE NO(S). 011-14 AND
RESOLUTION NO(S). 014, 015, and 016**

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of the above named Ordinance(s) and Resolution(s) are on file in the office of the City Finance Director and may be viewed or obtained during business hours of 7:30 AM to 4:00 PM, Monday through Friday, at the office of the Finance Director, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of the above named Ordinance and Resolutions or any item mentioned in this notice may be obtained from the City Finance Director upon the payment of a reasonable fee therefore.

Ordinance 011-14

ORDINANCE NO. 011-14

AN ORDINANCE OF NAPOLEON CITY COUNCIL ESTABLISHING A ZONING CLASSIFICATION FOR TERRITORY CONTAINING 55.062 ACRES OF LAND MORE OR LESS, IN THE CITY OF NAPOLEON; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon established a zoning classification for territory containing 55.062 acres of land more or less.

Resolution 014-14

RESOLUTION NO. 014-14

A RESOLUTION TO APPROVE AND CONSENT TO THE ASSIGNMENT OF THE COMMUNITY REINVESTMENT AREA AGREEMENT FROM MMD&H HOLDINGS, LLC TO MWA ENTERPRISES, LTD; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon approves and consents to the assignment of the CRA from MMD&H Holdings, LLC to MWA Enterprises, LTD.

Resolution 015-14

RESOLUTION NO. 015-14

A RESOLUTION AUTHORIZING DR. JON A. BISHER TO REPRESENT THE CITY OF NAPOLEON, OHIO AS A MEMBER OF THE BOARD OF TRUSTEES OF AMERICAN MUNICIPAL POWER, INC. AND MAKING THE CITY MANAGER AN ALTERNATE; REPEALING RESOLUTION NO. 044-04, AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon authorizes Dr. Jon A. Bisher to be a member of the Board of Trustees of AMP, Inc. and making the City Manager an alternate; repealing Resolution No. 044-04.

All of the above summaries are approved as to form and correctness by
Trevor M. Hayberger, City Law Director