

Village of Mantua, Ohio
RESOLUTION 2013-111

A RESOLUTION AUTHORIZING A COOPERATIVE AGREEMENT BETWEEN THE VILLAGE OF MANTUA AND THE DOWNTOWN MANTUA REVITALIZATION CORPORATION, AND DECLARING AN EMERGENCY.

WHEREAS, in furtherance of its stated goals of reducing the burdens of local government, the Downtown Mantua Revitalization Corporation (“DMRC”) has offered to assist the Village of Mantua in identifying and pursuing grant opportunities related to infrastructure improvements, recreational assets, economic development, and others; and

WHEREAS, this Council believes that the resources and assistance offered by the DMRC will be of significant value to the Village, and wishes to authorize a Cooperative Agreement setting forth each entity’s obligations and responsibilities.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mantua, State of Ohio, two thirds or more of the members elected thereto concurring, that:

SECTION 1. The Mayor is hereby authorized to execute, on behalf of the Village of Mantua, a cooperative agreement with the DMRC, in substantially the same form as set forth in “Exhibit A”, attached hereto and incorporated herein by reference.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that the deliberations of the Council and 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.

SECTION 3. This Resolution is hereby declared to be an emergency measure, immediately effective upon passage by at least two-thirds of the members elected to the Mantua Village Council, for the reason that grant opportunities exist which must be pursued at the earliest possible time in order to meet application deadlines, and this Council wishes to authorize the DMRC to investigate and pursue such opportunities immediately.

Passed in Council, December 17, 2013

ATTEST:

Linda Clark, Mayor

Jenny August, Clerk-Treasurer

I, Jenny August, Clerk of the Village of Mantua, Ohio, hereby certify that this Resolution was duly published by public posting at pre-designated posting places on the ____ day of December, 2013.

Jenny August, Clerk of Council

Approved as to legal form by:

Michele Stuck, Village Solicitor

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“EXHIBIT A”

**COOPERATIVE AGREEMENT
BETWEEN THE
VILLAGE OF MANTUA
AND THE
DOWNTOWN MANTUA REVITALIZATION CORPORATION**

THIS COOPERATIVE AGREEMENT, by and between the Village of Mantua, Ohio; hereinafter referred to as the VILLAGE; and the Mantua Downtown Revitalization Corporation hereinafter referred to as DMRC; is entered into as of this _____ day of _____, 2013:

WITNESSETH:

WHEREAS, the VILLAGE is desirous of promoting development to improve the quality of life for its residents; and

WHEREAS, the DMRC is a 501(c)(3) corporation formed of interested private citizens and businesses in the Village of Mantua with a goal to promote economic development for the betterment of the community; and

WHEREAS, the DMRC works with the VILLAGE to lessen the burdens of government by engaging the citizens, civic organizations, business community and property owners to develop and implement a plan to reverse blight and improve accessibility of the historic Village to promote the health and well being of the community; and

WHEREAS, the VILLAGE and DMRC recognize that funding opportunities to assist with improvements and upgrades are enhanced by the combined effort of both parties; and

WHEREAS, the parties desire to enter into a Cooperative Agreement to jointly pursue economic development opportunities.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which the parties hereto acknowledge, and based on the mutual covenants and agreements, the parties agree as follows:

1. The VILLAGE and DMRC commit to working together in a cooperative manner to promote economic development in the Village of Mantua.
2. The parties agree that this commitment applies to grant and funding opportunities, and to the pursuit of other activities that bring together the residents and businesses.

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3. The execution of this Agreement shall not constitute the authorization of DMRC to act as an agent of the VILLAGE. Any actions of the DMRC which may ultimately be binding on the VILLAGE, including but not limited to the submission of grant applications in the name of the VILLAGE, and the obligation of the VILLAGE to the expenditure of any funds or local matching obligations, must first be approved by the VILLAGE Council.
4. Authorization. The VILLAGE and the DMRC represent and warrant that each party has the authority to enter into, execute and deliver this Agreement; and, it has taken all requisite action to approve the execution, delivery and performance of this Agreement and to take any and all acts and actions which may be necessary to consummate the transactions contemplated by this Agreement.
5. Binding Effect. This Cooperative Agreement shall be binding upon, and inure to the benefit of, the VILLAGE and the DMRC; and their successors and assigns. This Cooperative Agreement constitutes the entire agreement between the parties.

IN WITNESS WHEREOF, this Agreement is executed as of the day and year first written above.

VILLAGE OF MANTUA, OHIO

By: _____
Linda Clark
Mayor

MANTUA DOWNTOWN REVITALIZATION CORPORATION

By: _____
Edie Benner
President

Approved as to form:

Michele Stuck
Village Solicitor