

**Village of Mantua, Ohio
RESOLUTION 2013-38**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A
MEMORANDUM OF UNDERSTANDING FOR THE IMPLEMENTATION OF THE
MOVING OHIO FORWARD GRANT PROGRAM, AND DECLARING AN
EMERGENCY.**

WHEREAS, This Council has previously authorized participation in the “Moving Ohio Forward” grant program by passage of Resolution 2012-43; and

WHEREAS, the format of the Memorandum of Understanding previously authorized has changed significantly, and must be reapproved.

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

SECTION 1: The Mayor of the Village of Mantua is hereby authorized to execute a Memorandum of Understanding with the Portage County Land Reutilization Corporation and the Portage County Regional Planning Commission, in substantially the same form as set forth in “Exhibit A”, attached hereto and incorporated herein by reference.

SECTION 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this 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 Ohio Revised Code.

SECTION 3: This Resolution is hereby declared to be an emergency measure, in order to expedite implementation of the grant program, and for that reason this Resolution shall take effect immediately upon proper passage by the Council.

PASSED AS EMERGENCY, this 21st day of May, 2013.

Attest:

Linda Clark, Mayor

Jenny August, Clerk of Council

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 in the Village of Mantua.

Jenny August, Clerk of Council

Approved as to legal form:

Michele A. Stuck, Village Solicitor

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EXHIBIT A

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE PORTAGE COUNTY LAND REUTILIZATION CORPORATION
AND
THE PORTAGE COUNTY REGIONAL PLANNING COMMISSION
AND
THE VILLAGE OF MANTUA**

WHEREAS, There is funding available for government collaboration with the Portage County Land Reutilization Corporation (“PCLRC”) from the Moving Ohio Forward Grant Program to demolish vacant, abandoned, and blighted properties that detract from existing home values and create a breeding ground for criminal activities;

WHEREAS, The Moving Ohio Forward Grant Program encourages collaboration with all local governments and interested organizations within each respective county to receive funding for the demolition of vacant, abandoned, and blighted properties within neighborhoods;

WHEREAS, The PCLRC has been duly formed under the laws of Ohio to be the lead entity for receiving all funds associated with and claimed under the Moving Ohio Forward Grant Program for Portage County, Ohio;

WHEREAS, The PCLRC has designated the Portage County Regional Planning Commission (“Regional Planning”) to administer and assist the PCLRC in facilitating and providing effective demolition of vacant, abandoned, and blighted properties within Portage County, Ohio;

WHEREAS, Regional Planning will utilize allocated grant funding established by the Moving Ohio Grant Program to oversee and implement all phases of the demolition process for properties within Portage County, Ohio;

WHEREAS, The PCLRC, Regional Planning, and the Village of Mantua (the “Village”) desire to collaborate in an effort to obtain and use funding provided by the Moving Ohio Grant Program to demolish vacant, abandoned, and blighted properties within the Village;

WHEREAS, The parties to this Memorandum set forth their understanding and agreement as to the collaborative effort to be put forth in utilizing the funds allocated by the Moving Ohio Grant Program by demolishing vacant, abandoned, and blighted properties within the Village that are believed to be structurally defective and/or unfit for human habitation;

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NOW, THEREFORE, the Village, Regional Planning, and the PCLRC hereby agree as follows:

1. The Village will proceed under R.C. 715.26 and 715.261, and upon a finding the structure is insecure, unsafe and/or structurally defective, the Village will forward a copy of the Resolution ordering the abatement and removal of said structure to the PCLRC and Regional Planning, who will then assist and facilitate the removal awarded grant funds under the Moving Ohio Forward Grant Program.
2. The Village will proceed under R.C. 715.26 concerning a building/structure located at 4615 Orchard Street in the Village of Mantua, Ohio, P.P.N # 24-041-14-00-073-000 that is located in the Village and is reasonably believed to be structurally defective and/or unfit for human habitation.
3. Regional Planning will contract with the appropriate contractor to remove the structure/building and that Regional Planning will pay the contractor the demolition/removal costs from awarded grant funds under the Moving Ohio Forward Grant Program upon receipt from the Ohio Attorney General (“OAG”) and will notify the Village on the amount paid to the contractor for the demolition/removal of the structure/building, which includes reimbursing the Village the cost for title and lien search reports.
4. The Village will then certify the costs paid by Regional Planning and the PCLRC for the demolition/removal of the structure/building to the Portage County Auditor to be placed on the tax duplicate and to be a lien upon the land from the date of entry, to be collected as other taxes and returned to the PCLRC from the demolition/removal costs when, if ever, the land is sold.

IN WITNESS WHEREOF, the individuals executing this Agreement have set forth their signatures as and of the date set forth below

For the PCLRC

By: _____
President

Date: _____

For the Village

By: _____
Linda S. Clark, Mayor

Date: _____

Approved: PCRPC:

By: _____

Date: _____