

RECORD OF PROCEEDINGS

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

20

RESOLUTION NO. 2012-05

RESOLUTION APPROVING THE UNION TOWNSHIP- CITY OF MILFORD JOINT ECONOMIC DEVELOPMENT DISTRICT NO. 2 CONTRACT

The Union Township Board of Trustees Clermont County, Ohio, met in Regular Session on January 12, 2012, with the following members present:

Mr. Beamer

Mr. McGee

Mr. Donnellon

Mr. Beamer moved to adopt the following resolution:

WHEREAS, The City of Milford (the "City") and Union Township (the "Township") have negotiated and intend to enter into the Union Township-City of Milford Joint Economic Development District No. 2 Contract to create the Jungle Jim's Eastgate/Carepointe Clermont Development District (the "District") in accordance with Sections 715.72 to 715.81 of the Ohio Revised Code for their mutual benefit, for the benefit of Clermont County, and for the benefit of the State of Ohio; and

WHEREAS, the Joint Economic Development District will promote economic development in Union Township, the City of Milford, Clermont County, and the State of Ohio;

NOW, THEREFORE, BE IT RESOLVED by the Union Township Board of Trustees, as follows:

Section 1. The Board finds and determines that (i) the Township held a public hearing concerning the Contract at 7:00 p.m. on January 12, 2012, in accordance with Section 715.75 of the Ohio Revised Code, (ii) thirty (30) days public notice of the time and place of that public hearing was provided in the *Clermont Sun*, a newspaper of general circulation in Clermont County, Union Township, and the City of Milford, (iii) during the thirty (30) day period prior to that public hearing a copy of the text of the Contract together with a description of the area or areas to be included in the District (including maps), and an Economic Development Plan, in accordance with Section 715.75(C) of the Ohio Revised Code were on file for public examination in the Office of the Fiscal Officer of Union Township, (iv) minor modifications of the Contract have been made based upon public comment and recommendations made during the 30 days prior to the hearing and pursuant to the public hearing, and (v) the Contract is on file with the Fiscal Officer of Union Township.

Section 2. The Board finds that the conditions set forth in Section 715.77(A)(1)(a), (b), and (c) of the Ohio Revised Code have been satisfied. The Board therefore invokes its authority pursuant to Section 715.77(A) (1) to not submit this resolution approving the Contract to the electors of the Township. The Board approves the Contract now on file with the Fiscal Officer and authorizes the Township Administrator and the Law Director to sign the Contract and all other documents required in furtherance of the contract and/or establishment of said District.

Section 3. A copy of the text of the Contract and other documents referred to in Section 1 of this Resolution shall remain on file in the Office of the Fiscal Officer.

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Section 4. The Township Administrator is authorized, on behalf of the Township, to file or cause to be filed, jointly with the City of Milford, with the legislative authority of Clermont County, (i) a signed copy of the Contract, (ii) a description of the area or areas to be included in the District, including a map, (iii) the Economic Development Plan as described in Section 715.75(C), (iv) a certified copy of this Resolution, (v) a signed certificate from Union Township that the public hearing has been held, the date of such hearing, and evidence of the publication of the notice of such hearing, (vi) a petition signed by the majority of the owners of the property located within the area or areas to be included in the District, and (vii) if applicable, a petition signed by the majority of the owners of businesses located within the area or areas to be included in the District.

Section 5. The Township Administrator is authorized to take such actions, or to cause such actions to be taken, on behalf of the Township, including, but not limited to, signing agreements or other instruments contemplated by the Contract or deemed necessary or appropriate by the Law Director, in order to achieve approval of the Contract within the City of Milford and to accomplish the purposes of this Resolution and the Contract.

Section 6. That it is found and determined that all formal actions of the Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Union Township Trustees and that all deliberations of the Board that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

Section 7. This Board upon majority vote does hereby dispense with the requirement that this Resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code and hereby authorizes the adoption of this Resolution upon its first reading.

Section 8. This Resolution shall take effect immediately on January 12, 2012, or on the earliest date allowed by law.

BE IT FURTHER RESOLVED that this resolution is the subject of the general authority granted to the Board of Trustees through the Ohio Revised Code and not the specific authority granted to the Board of Trustees through the status as a Limited Home Rule Township.

Mr. McGee seconded the Motion to adopt the **RESOLUTION**.


On the roll call being called, the vote resulted as follows:

Mr. Beamer - yea

Mr. McGee - yea

Mr. Donnellon - abstained

ATTEST:


Ronald B. Campbell, Fiscal Officer

1/12/12
Date

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I, Ronald B. Campbell, Fiscal Officer of Union Township, hereby certify, as official custodian of the records of Union Township, Clermont County, Ohio that the foregoing is taken and copied from the Record of Proceedings of Union Township and that the same is a true and accurate copy of the original on file in the township hall at *4350 Aicholtz Road, Union Township, Ohio 45245*

Ronald B. Campbell, Fiscal Officer

Date

Approved as to form:

L. E. Barbieri

Lawrence E. Barbieri
Union Township Law Director