ORDINANCE NO. 2019-113

AN ORDINANCE APPROVING AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO EXECUTE THE OPERATING AGREEMENT, AND ALL OTHER DOCUMENTS NECESSARY FOR THE ACQUISITION OF CERTAIN PARCELS COMMONLY KNOWN AS 252-266 NORTH WATER STREET, KENT, OHIO, BY KENT DOWNTOWN COMMUNITY URBAN REDEVELOPMENT CORPORATION (DKC), AND DECLARING AN EMERGENCY.

WHEREAS, DKC is an Ohio nonprofit Corporation authorized and existing under Chapter 1702 of the Ohio Revised Code; and

WHEREAS, DKC is a community urban redevelopment corporation within the meaning of Chapter 1728 of the Ohio Revised Code; and

WHEREAS, the City is an Ohio municipality validly existing under Title 7 of the Ohio Revised Code; and

WHEREAS, the City is an impacted city within the meaning of Chapter 1728 of the Ohio Revised Code and has adopted a community development plan for blighted areas within the meaning of Chapter 1728 of the Ohio Revised Code; and

WHEREAS, DKC desires to assist the City with the planned redevelopment of property within the City including, but not limited to, property located in blighted areas; and

WHEREAS, the City has agreed to provide funds in the total amount of Three Hundred Sixty-Five Thousand ($365,000.00) (hereinafter referred to as "City Funds") which is the purchase price for DKC to acquire real property commonly known as 252-266 North Water Street, Kent, Ohio 44240 (hereinafter referred to as the "Property"), Parcel Nos.: 17-025-30-00-027-000, 17-025-30-00-028-000 and 17-025-30-00-029-000, for the redevelopment of the Property.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto:

SECTION 1. That Council does hereby authorize the City Manager, or his designee to execute the Operating Agreement, and all other documents necessary for the acquisition of certain parcels, per Exhibit "A", attached hereto and made a part thereof.

SECTION 2. That Council does authorize the City Funds necessary to be provided to DKC to acquire the Property.

SECTION 3. That 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 all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the residents of this City, for which reason and other reasons manifest to this Council this Ordinance is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: September 18, 2019
Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: September 18, 2019
Date
ATTEST:  
Amy Wilkens  
Clerk of Council

I, AMY WILKENS, CLERK OF COUNCIL FOR THE CITY OF KENT, COUNTY OF PORTAGE, AND STATE OF OHIO, AND IN WHOSE CUSTODY THE ORIGINAL FILES AND RECORDS OF SAID COUNCIL ARE REQUIRED TO BE KEPT BY THE LAWS OF THE STATE OF OHIO, HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF ORDINANCE No. __________, ADOPTED BY THE COUNCIL OF THE CITY OF KENT ON _________________, 20_____.

(SEAL)

__________________________  
AMY WILKENS  
CLERK OF COUNCIL