

VILLAGE OF PENINSULA, OHIO #
RESOLUTION NO.: _____-2014 7
INTRODUCED BY: Doc Holiday
DATE PASSED: January 13 2014

A RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF PENINSULA ("VILLAGE"), PENINSULA, OHIO, SUMMIT COUNTY, TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF SUMMIT ("COUNTY") FOR PAYMENT IN LIEU OF TAXES (PILT) DISTRIBUTION AND DECLARING AN EMERGENCY

WHEREAS, this agreement is made for Tax Years 2011 and 2012 by and between the County of Summit, Ohio (the "County") and the Village of Peninsula (the "Village"); and

WHEREAS, because the CVNP lands are owned by the federal government, ordinary real estate taxes for those lands are not paid or collected, and instead, a Payment in Lieu of Taxes ("PILT") is paid to the County for a period of time after the acquisition of each parcel of land by the federal government; and

WHEREAS, the County, distributed a portion of its PILT funds to the Village for Tax Year 2012 to the Village; and

WHEREAS, the County had not received the signed Tax Year 2011 agreement the Mayor of the Village is hereby authorized to sign the document along with the Tax Year 2012 agreement.

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Peninsula, Summit County, Ohio, to-wit:

Section 1 Purpose: This resolution allows for the Village to receive \$3,763.61 as its share of PILT funds collected by the County for Tax Year 2012.

Section 2 Contract: The Mayor is hereby authorized and directed, for and on behalf of the Village of Peninsula to enter into an agreement with the County for Tax Year 2012 PILT distributions as in the attached agreement Exhibit A. The Mayor is also hereby authorized to sign, on behalf of the Village of Peninsula the Tax Year 2011 PILT agreement which was found to be unsigned.

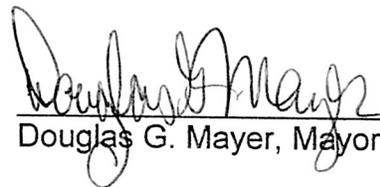
Section 3 Severability: This Resolution and the various parts, sentences, paragraphs, sections, and clauses thereof are hereby declared to be severable. Should any part, sentence, paragraph, section, or clause be declared unconstitutional, null, or void by a court of competent jurisdiction, such declaration shall not have any effect on the validity of the remaining parts, sentences, paragraphs, sections, and clauses of this Resolution.

Section 4 Open Meeting: 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 including Section 121.22 of the Ohio Revised Code.

Section 5: Emergency: that this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, comfort, convenience, and general welfare of the inhabitants. The extension of the Contract is necessary to ensure the citizens of the Village continue to receive waste and recyclable collection services and timely notice must be provided 180 days prior to the end of the term pursuant to the Contract terms. This Resolution has received the necessary number of votes to take effect and will be enforced from and after its passage at the earliest period allowed by law.

Section 7 Effective Date: This Resolution shall take effect on the 13 day of January 2014.

Passed:



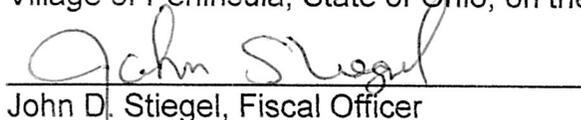
Douglas G. Mayer, Mayor

Attest:



John D. Stiegel, Fiscal Officer

I, John D. Stiegel, Fiscal Officer of the Village of Peninsula, Summit County, Ohio do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 13 day of January 2014.



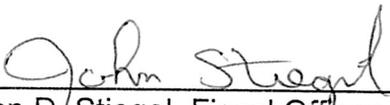
John D. Stiegel, Fiscal Officer

POSTING CERTIFICATE

I, John D. Stiegel, Fiscal Officer of the Village of Peninsula, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, State of Ohio, on the 13 day of January 2014; that there is no newspaper published in said municipality, and that publication of the foregoing Resolution was made by posting true copies thereof at five of the most public places in said Village as heretofore determined by Council pursuant to Resolution No. 1884-1997, as follows:

1. Terry Lumber & Supply
2. Valley Fire District
3. Peninsula Library & Historical Society
4. Peninsula Village Hall Lobby
5. Peninsula Post Office

Each for a period of fifteen days commencing on the 21 day of January 2014.



John D. Stiegel, Fiscal Officer