

RESOLUTION NO. 21-13

A RESOLUTION APPROVING THE CREATION OF A SPECIAL IMPROVEMENT DISTRICT (DOWNTOWN PORT CLINTON SPECIAL IMPROVEMENT DISTRICT, INC.) ALONG WITH THE REQUIRED PETITIONS, THE ARTICLES OF INCORPORATION, AND THE PROPOSED PLAN FOR SERVICES FOR THE SPECIAL IMPROVEMENT DISTRICT AND DECLARING AN EMERGENCY

WHEREAS, a Special Improvement District (SID) is a mechanism governed by Chapter 1710 of the Ohio Revised Code through which downtown property owners organize and assess themselves a cost to provide funding for extended services aimed at the economic enhancement of the area; and

WHEREAS, SID services do not replace city services, rather they are services provided in addition to city services; and

WHEREAS, the improvement activities of the SID are financed by assessment of downtown property owners and the assessment is based on linear footage of the owner's property; and

WHEREAS, the Clerk of Council received petitions from property owners located inside the proposed Special Improvement District (Downtown Port Clinton Special Improvement District, Inc.) who have initiated the petitions for approval of the Articles of Incorporation and the proposed Plan for Services; and

WHEREAS, this Council finds that the property owners per the signed petitions represent sixty percent (60%) or more of the frontage of the property located in the proposed Special Improvement District; and

WHEREAS, the proposed Articles of Incorporation and Plan for Services are attached hereto and are on file with the Clerk of Council; and

WHEREAS, it is the determination of this Council that the Special Improvement District (SID) is a valuable tool for economic development and a means of continuing to improve downtown Port Clinton and that the services set forth in the attached Plan for Services are deemed to be a special benefit to the property owners within the district boundaries; and

WHEREAS, Section 1710.02 and 1710.06 of the Ohio Revised Code authorizes the levy of a special assessment to pay for the cost of services as set forth in the Plan for Services; and

WHEREAS, the proposed Plan for Services calls for the provision of certain services on behalf of the property owners within the SID boundaries to be funded by a special assessment as set forth therein.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PORT CLINTON, COUNTY OF OTTAWA, STATE OF OHIO:

Section 1. That the Petition for approval of the creation of a Special Improvement District (Downtown Port Clinton Special Improvement District, Inc. (SID), now on file with the Clerk of Council and attached hereto, is hereby approved by this Council in the following described area:

- A. Beginning at the corner of Madison Street and Perry Street and proceeding south to end at the corner of Madison Street and East 3rd Street.
- B. The corner of Jefferson Street and 2nd Street and proceeding west to the eastern most intersection of Monroe Street and 2nd Street.

Section 2. That this Council approves the Articles of Incorporation for the Downtown Port Clinton Special Improvement District, Inc., now on file with the Clerk of Council and attached hereto.

Section 3. That this Council determines the Plan for Services, now on file with the Clerk of Council and attached hereto as Exhibit A of the Petition, is conducive to the public health, welfare, and convenience and that the property to be assessed as set forth herein are especially benefitted by the services set forth in the plan in amounts equal to or greater than the assessed amounts.

Section 4. That the assessment as set forth in the Plan for Services to be levied shall be paid in semi-annual installments and that the term of the assessment shall be for a period of Five (5) years commencing January 1, 2022 through December 31, 2026.

Section 5. That the Clerk of Council is hereby directed to certify a copy of this Resolution to the County Auditor for assessment as set forth in the Plan of Services.

Section 6. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council, and any of its committees, that resulted in those actions were in meetings open to the public, in compliance with the law.

Section 7. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for further reason that this Resolution is required to be immediately effective so that it can timely submitted to the County Auditor prior to January 1, 2022; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the Mayor.

Passed: _____, 2021

President of Council

Attest: _____
Clerk of Council

Approved _____, 2021

Mayor