

RESOLUTION 2014-46

A RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE VILLAGE OF HIRAM AND HIRAM COLLEGE, CANCELLING A PRIOR AGREEMENT BETWEEN THE VILLAGE OF HIRAM AND HIRAM COLLEGE AND A PRIOR OFFERS TO ENTER INTO AN AGREEMENT, AND DECLARING AN EMERGENCY.

WHEREAS, Hiram College and Hiram Village have previously coordinated efforts to apply for and receive various grant funds in order to advance a project known as Hiram Hike and Bike Trail Project located on Hiram College property within the Village of Hiram; and

WHEREAS, as a result of this coordination of efforts Hiram College applied for and has been awarded a grant from the Ohio Department of Natural Resources known as the Hiram Extension Hike and Bike Trail COTF 167; and

WHEREAS, due to circumstances unrelated to the Hiram Hike and Bike Trail Project, Hiram College has requested the Village of Hiram be substituted for and accept the responsibilities of Hiram College under the Hiram Extension Hike and Bike Trail COTF 167 Grant; and

WHEREAS, the Council of the Village of Hiram is agreeable to accepting those responsibilities under the Hiram Extension Hike and Bike Trail COTF 167 Grant and is further agreeable acting as the Project Sponsor as that term is defined in the Grant documents; and

WHEREAS, to memorialize this transfer the Council previously passed Resolution 2014-38 and approved the contract attached to that Resolution; and

WHEREAS, further discussions with the College have resulted in adjustments to the contract approved by Resolution 2014-38.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Village of Hiram, Portage County, Ohio, two thirds or more of the members thereto concurring that:

Section 1: The offer to enter into the Contract attached to Resolution 2014-38 is withdrawn.

Section 2: The Mayor and the Fiscal Officer are hereby authorized to enter into an agreement with Hiram College in substantial conformity with the Agreement marked as Exhibit "A", attached hereto and incorporated herein by reference.

Section 3: Upon Hiram College executing the attached Exhibit "A" the Mayor and the Fiscal Officer, upon advance review by the Village Solicitor, are authorized to execute a document or documents provided by Hiram College setting aside and releasing Hiram College from prior obligations to the Village set forth under a certain agreement between the Village and the College dated May 13, 2014.

Section 4: This Resolution and action is declared to be an emergency measure, becoming effective immediately upon the passage by Council and approval by the Mayor, to protect the health, safety, morals and general welfare of the Village, and for the further reason that the Village of Hiram and Hiram College have committed to meeting various deadlines set forth in the ODNR Grant and are obligated to perform under the terms of the Grant

Section 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that the deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public sale in compliance with all legal requirements including Section 121.22 of the Revised Code of the State of Ohio.


First Reading: December 16, 2014

Second Reading: PASSED IN COUNCIL as an Emergency on January 13, 2015



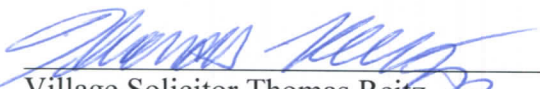
Mayor Lou Bertrand

ATTEST:



Fiscal Officer Susan J. Skrovan

Approved as to form:



Village Solicitor Thomas Reitz

I SUSAN SKROVAN, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution or Ordinance No. 2014-46 has been duly posted in the required 5 places.

1-20-15 Susan J. Skrovan
Date Fiscal Officer, Village of Hiram