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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 102 - 2022

6
7 AN ORDINANCE DESIGNATING THE COMMUNITY
8 IMPROVEMENT CORPORATION OF CUYAHOGA FALLS AS
9 AN AGENCY OF THE CITY UNDER OHIO REVISED CODE
10 SECTION 1724.10 AUTHORIZING THE EXECUTION OF AN
11 AGREEMENT AND PLAN FOR INDUSTRIAL, COMMERCIAL,
12 DISTRIBUTION AND RESEARCH DEVELOPMENT; AND
13 DECLARING AN EMERGENCY.

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15 WHEREAS, Section 13 of Article VIII of the Ohio Constitution provides that, to
16 create and preserve jobs and employment opportunities and to improve the economic
17 welfare of the people of the State, it is in the public interest and a proper public purpose
18 for a municipal corporation, its agencies or instrumentalities, or corporations not for
19 profit designated by such municipal corporation as its agency or instrumentality, to
20 perform the acts and exercise the powers therein provided; and

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22 WHEREAS, pursuant to Chapter 1724, Ohio Revised Code as it may hereinafter
23 be amended (herein called the "Act"), there has been formed a corporation known as
24 "Community Improvement Corporation of Cuyahoga Falls", a corporation not for profit
25 as recorded on the Records of Incorporation and Miscellaneous Filings of the Secretary
26 of State of the State of Ohio; and

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28 WHEREAS, the City previously designated the Community Improvement
29 Corporation of Cuyahoga Falls as agent for the City for the sole purpose of advancing,
30 encouraging and promoting the industrial, economic, commercial and civic development
31 of the City; and

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33 WHEREAS, there are substantial and pressing problems including but not
34 limited to the development and encouragement of industry, commerce, distribution and
35 research within the confines of this City, which problems may best be solved by and
36 with the assistance of said corporation; and

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38 WHEREAS, it is hereby found and determined that the policy of this City is to
39 promote the health, safety, morals and general welfare of its inhabitants through the
40 designation by ordinance of a community improvement corporation as the agency of the
41 City for industrial, commercial, distribution and research development in the City; and

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43 WHEREAS, any political subdivision which has designated a community
44 improvement corporation as such agency may enter into an agreement with said
45 corporation to provide any one or more services specified by Chapter 1724, Ohio Revised
46 Code; and

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48 WHEREAS, this Council has determined that it would be in the best interests of
49 the City to approve and authorize the execution of an Agreement and Plan for Industrial,

50 Commercial, Distribution and Research Development (the "Agreement and Plan"), all
51 pursuant to Section 1724.10, Ohio Revised Code.

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53 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga
54 Falls, Summit County, that:

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56 Section 1. The Community Improvement Corporation of Cuyahoga Falls is hereby
57 designated as the agency of the City, for the industrial, commercial, distribution and
58 research development of the City of Cuyahoga Falls, Ohio.

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60 Section 2. The form of Agreement and Plan for Industrial, Commercial,
61 Distribution and Research Development by and between this City and the Community
62 Improvement Corporation of Cuyahoga Falls, in the form presently on file with the Clerk
63 of Council, is hereby approved and authorized with changes therein not inconsistent
64 with this Ordinance and not substantially adverse to this City and which shall be
65 approved by the Mayor, Director of Law and Director of Finance. The Mayor, Director
66 of Law and Director of Finance, for and in the name of this City, are hereby authorized
67 to execute the Agreement and Plan, provided further that the approval of changes
68 thereto by those officials, and their character as not being substantially adverse to the
69 City, shall be evidenced conclusively by the execution thereof.

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71 Section 3. This Council finds and determines that all formal actions of this
72 Council and any of its committees concerning and relating to the adoption of this
73 Ordinance were taken in an open meeting of this Council or committees, and that all
74 deliberations of this Council and any of its committees that resulted in those formal
75 actions were in meetings open to the public, all in compliance with the law.

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77 Section 4. This ordinance is declared to be an emergency measure necessary for
78 the immediate preservation of the public peace, health and safety of the City, and for
79 the further reason that this ordinance is required to be immediately effective in order to
80 grant funds to the Community Improvement Corporation of Cuyahoga Falls for its
81 programs to encourage the industrial, commercial, distribution and research
82 development within the City and to provide for the health and welfare of the City
83 residents; wherefore, this ordinance shall be in full force and effect immediately upon
84 its passage and approval by the Mayor, otherwise it shall take effect and be in force at
85 the earliest period allowed by law.

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88 Passed: 10-24-2022



President of Council



Clerk of Council

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94 Approved: 10-24-2022



Mayor

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96 10/10/22

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