

ORDINANCE NO. 91-2020

TITLE: FORMATION OF A COMMUNITY IMPROVEMENT CORPORATION

AN ORDINANCE AUTHORIZING THE FORMATION OF A COMMUNITY IMPROVEMENT CORPORATION FOR THE CITY OF BARBERTON, AND APPROVING ITS ARTICLES OF INCORPORATION, AND DECLARING AN EMERGENCY.

WHEREAS, community improvement corporations are tax-exempt, non-profit corporations organized and formed under Section 1724 of the Ohio Revised Code for the purposes of “advancing, encouraging, and promoting the industrial, economic, commercial, and civic development” of a particular community, municipality, or county;

WHEREAS, at present, the City of Barberton does currently not have a community improvement corporation operating within its territory; and

WHEREAS, in order to promote the health, safety, morals, and general welfare of the City and its residents, Council deems it necessary to establish a community improvement corporation, to be known as the “Barberton Community Improvement Corporation,” for the purposes of assisting in the revitalization and enhancement of property located within the City, and the business environment of the City, by promoting industrial, economic, commercial, and civic development pursuant to Section 1724 of the Ohio Revised Code.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Barberton, State of Ohio, as follows:

SECTION 1. That the following “Articles of Incorporation” substantially in the form attached hereto as Exhibit “A” and the “Code of Regulations” as Exhibit “B” for the Barberton Community Improvement Corporation, shall be approved and adopted substantially.

SECTION 2. That the Mayor, as the “Incorporator” identified within the Articles of Incorporation, shall be authorized and directed to form the “Barberton Community Improvement Corporation” in a manner consistent with Chapters 1702 and 1724 of the Ohio Revised Code, by filing its Articles of Incorporation with the Ohio Secretary of State.

SECTION 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken 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 meetings open to the public in compliance with the law.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, for the reason that time is of the essence, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2020

Clerk of Council

President of Council

Approved _____ 2020

Mayor