

RESOLUTION NO. 40-19  
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Bill Seve ON THE 3rd  
DAY OF June, 2019.

A RESOLUTION AUTHORIZING THE AMENDMENT TO THE SUBMISSION OF A CLEAN OHIO GRANT APPLICATION FOR ACQUISITION OF 20.52 ACRES OF UNDEVELOPED LAND FOR OPEN SPACE PRESERVATION AND A COMMUNITY PARK TO REDUCE THE ACREAGE BEING ACQUIRED BY THE CITY OF CENTERVILLE AND AUTHORIZING THE CITY MANAGER TO TAKE THE STEPS NECESSARY TO REVISE THE APPLICATION.

WHEREAS, on April 25, 2019, City Council passed Resolution #29-19, which authorized the submission of an application for Clean Ohio Conservation funds to acquire and construct a 20.52 acre park; and

WHEREAS, said grant application was submitted on or about May 3, 2019; and

WHEREAS, it is determined that the application's inclusion of two ponds may not be in the best interests of the City in receiving approval of the grant; and

WHEREAS, Cornerstone Developers Ltd., the owner of the 20.52-acre tract of land located in the Cornerstone Development within the City of Centerville intended to be developed into the park; and

WHEREAS, it is now the City's desire to only seek application of the grant based upon the inactive park property, excluding the two ponds; and

WHEREAS, grant funding is available from the Clean Ohio Fund to assist local communities and non-profit organizations with property acquisition for greenspace conservation for a community park; and

WHEREAS, the community park is property that is intended to be developed as an amenity in the Cornerstone Development; and

WHEREAS, the features are intended to be used as greenspace; and

WHEREAS, Cornerstone Developers, Ltd., has agreed to sell the property to the City at a fair market value; and

WHEREAS, it was determined that the valuation of the ponds does not substantially change the fair market value of the property; and

WHEREAS, covenants placing permanent restrictions on the land would be executed and recorded with the property deed, to conserve the property as open space and to prohibit development, except for limited improvements, such as parking, signage, trails, and low-level lighting to make it accessible to the public; and

WHEREAS, it is the desire of City Council to authorize an amendment to the grant application to reflect the City's removal of the two ponds from the purchase from Cornerstone Developers, Ltd; and

WHEREAS, if the grant is provided, it will be necessary for the City to seek an amendment to the purchase contract with Cornerstone Developers, Ltd.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. The City Council of the City of Centerville hereby authorizes the City Manager and staff to take all necessary actions to amend the application for Clean Ohio Conservation funds to acquire and construct the 20.52 acres of undeveloped land, as fully described in Resolution #29-19.

Section 2. The City Council of the City of Centerville endorses and supports the application for Clean Ohio Conservation funds along with the amendment to acquire and construct the undeveloped land into a park.

Section 3. The City Manager is hereby authorized and directed to submit on behalf of the City of Centerville an amendment to the application to the Ohio Public Works Commission for open space acquisition and if awarded to implement said project and proceed with negotiations with Cornerstone for the purchase and construction of the park property.

Section 4. This Resolution shall take effect at the earliest date allowed by law.

PASSED THIS 3rd day of June, 2019

  
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Mayor of the City of  
Centerville, Ohio

ATTEST:

Carin R. Andrews

Clerk of Council  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 40-19, passed by the Council of the City of Centerville, Ohio on the 3rd day of June, 2019.

Carin R. Andrews

Clerk of the Council

Approved as to form, consistency  
with existing ordinances, the  
charter & constitutional provisions  
Department of Law  
Scott A. Liberman  
Municipal Attorney