

A RESOLUTION ELECTING TO WITHDRAW FROM THE SUMMIT COUNTY INTERGOVERNMENTAL MEMORANDUM OF UNDERSTANDING FOR JOB CREATION AND RETENTION AND TAX REVENUE SHARING

WHEREAS, the Village of Richfield is a member community to the Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing (“MOU”); and

WHEREAS, the MOU is reviewed annually;

WHEREAS, during the most recent annual review of the MOU, certain modifications to the MOU were proposed and accepted regarding annual payroll and income tax received by a community;

WHEREAS, during the most recent annual review of the MOU, certain modifications to the MOU were proposed and rejected or proposed and not addressed—specifically, those proposed modifications related to tax sharing when a business voluntarily elects to relocate; the minimum payroll threshold used to trigger sharing; and the need to tie the minimum payroll threshold to an inflationary mechanism;

WHEREAS, Section 12 of the MOU provides in pertinent part:

“Any existing signatory or member community may elect to withdraw from this Agreement without providing the one hundred eighty (180) day notice whenever a community’s legislative body will not approve or accept a proposed modification to this Agreement made during the annual review as set forth above. In such event the community must pass a legislative resolution or ordinance affirmatively withdrawing from this Agreement due to proposed modifications. Such withdrawal will be effective immediately but will not alter, abrogate or otherwise modify any existing revenue sharing agreed upon or determined to be appropriate under this Agreement. Such withdrawal shall not alter any pending claim for revenue sharing which was initiated before a community withdrew from the Agreement. Should the proposed modification be subsequently eliminated or materially changed, such a community may rejoin the signatory communities to this Agreement with the two year waiting period being waived; otherwise the two year waiting period shall remain in effect. The decision to rejoin must be accomplished by legislative resolution or ordinance.”

WHEREAS, the Council will not approve or accept the MOU with the approved modifications, nor will the Council approve or accept an MOU which does not address the proposed and rejected or proposed and not addressed modifications described above;

WHEREAS, pursuant to Section 12 of the MOU, Council therefore elects to affirmatively withdraw from the MOU due to the presence of the proposed modifications and the absence of modifications consistent with the modifications that were proposed and rejected or proposed and not addressed.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Richfield, Summit County, State of Ohio, as follows:


Section 1. That the Council elects to affirmatively withdraw from the Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing for the reasons set forth in the recitals to this Resolution.

Section 2. That the Mayor and the Village administration are hereby authorized to do all things necessary to properly and timely effect the Village's withdrawal from the Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing.

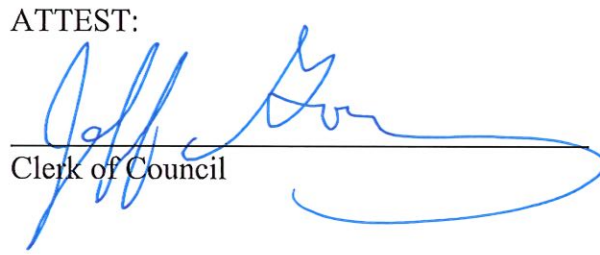
Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: 11-6-2024



President of Council

ATTEST:


Clerk of Council



Mayor

11/6/2024

Date