EMERGENCY RESOLUTION NO. 23-2016

A RESOLUTION AUTHORIZING THE APPLICATION FOR A LOAN FROM THE LOCAL GOVERNMENT INNOVATION FUND (LGIF) AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF MONROE AND OTHER CO-APPLICANTS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Monroe, the SouthWest Ohio Computer Center (SWOCA), the Liberty Township Trustees, the Monroe Local School District, the Middletown School District (co-applicants) have jointly agreed in principle to examine the feasibility of collaboration with the City of Monroe and other co-applicants for a new fiber network to be constructed in the City of Monroe as well as other areas of the region beneficial to each co-applicant. Other fiber connectivity options in the area may also be considered as those opportunities, partnerships, etc. present themselves in the future; and

WHEREAS, loan funds for the City of Monroe Fiber Project are available from the Local Government Innovation Fund; and

WHEREAS, the Council desires to apply for a loan from the Local Government Innovation Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONROE, STATE OF OHIO, THAT:

SECTION 1: That the City of Monroe agrees to be a co-applicant in the application for a loan from the Local Government Innovation Fund to facilitate the creation of a fiber network in the City of Monroe and other areas beneficial to the co-applicants. The City of Monroe is understood to be the lead applicant and financially responsible for the repayment of the loan.

SECTION 2: That the City Manager is hereby authorized to sign the Memorandum of Understanding in substantially similar form as set forth on Exhibit "A" attached hereto and made a part hereof.

SECTION 3: This measure is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and further for the reason that Council desires to submit an application prior to the deadline. Therefore, this measure shall take effect and be in full force from and after its passage.

PASSED: April 26, 2016

ATTEST:

Clerk of Council

APPROVED:

Mayor

This legislation was enacted in an open meeting pursuant to the terms and provisions of the Sunshine Law, Section 121.22 of the Ohio Revised

"I, the undersigned Clerk of Council of the city of Monroe, Ohio, hereby certify the foregoing (ordinance or resolution) was published as required by Section 7.16 of the Charter of the City of Monroe.

Clerk of Council
City of Monroe, Ohio

Exhibit "A" E Res No. 23-2016

MEMORANDUM OF UNDERSTANDING

WHEREAS, the City of Monroe, the SouthWest Ohio Computer Association (SWOCA), the Monroe Local School District, the Middletown City School District, and the Liberty Township Trustees; ("Collectively the Parties") have filed an application for a Local Government Innovation Loan; and

WHEREAS, the Parties have entered into this Memorandum of Understanding for the purpose of facilitating and implementing the goals of the loan application.

NOW THEREFORE, the Parties to the Local Government Innovation Loan application have agreed to collaborate to do the following:

1. Support the construction and operation, possibly in conjunction with private partners, a fiber optic system utilizing strategic assets and resources owned by the Parties, other potential funding sources, and commitments to utilize the network, as much as practical, once completed.

2. Enhance economic development of the region through improved local government and educational services whenever possible, and when practical, support efforts to improve the fiber communication infrastructure necessary to promote cost effective and efficient access to the multiple priority facilities of the "parties".

3. Whenever possible, to aggregate demand for telecommunications services, data center access, multiple internet providers, including the Ohio Academic Research Network (OarNet).

4. When possible, support each other's data and information technology needs utilizing the new fiber resources to connect to new and existing operations centers, shared network equipment and applications when practical.

5. The lead applicant is City of Monroe.

6. This collaboration will be enhanced and informed by the results of the LGIF Loan award.

Nothing in this Memorandum of Understanding is intended to be legally binding. This document is an outline of how the Parties intend to collaborate should the LGIF Loan be awarded.

This Memorandum of Understanding may be executed in counterpart originals.

By: _____ Date: 3.7.16
City of Monroe
Print Name: William T Beck

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