

RESOLUTION NO. 2004-10

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN UPTOWN CROSSINGS COMMUNITY URBAN REDEVELOPMENT CORPORATION ("UCCURC"), THE REDEVELOPER ON THE 3333 VINE STREET SITE, AND THE PORT OF GREATER CINCINNATI DEVELOPMENT AUTHORITY.

WHEREAS, in the Agreement for the Creation of the Port of Greater Cincinnati Development Authority (the "Port Authority"), the City of Cincinnati, Ohio and the County of Hamilton, Ohio each determined that a basic responsibility of the Port Authority would be the identification, restoration and redevelopment of properties in Hamilton County affected or perceived to be affected by environmental contamination; and

WHEREAS, this Board has determined that it is necessary to authorize UCCURC as the Redeveloper to carry out the activities of the Port Authority relating to the Brownfields Redevelopment at 3333 Vine Street, Cincinnati, Ohio; and

WHEREAS, UCCURC represents and covenants that it has the requisite personnel, competence, skill and physical resources to perform the services required hereunder; and

WHEREAS, UCCURC desires to undertake the performance of said services with respect to the Clean Ohio Project on the terms and conditions set forth in the attached Contract of Clean Ohio Assistance Fund Environmental Services; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Port of Greater Cincinnati Development Authority:

Section 1. The Board Chair of the Port Authority or his designee is authorized to execute, on behalf of the Port Authority, the Contract for Clean Ohio Assistance Fund Environmental Services in substantially the form attached to this Resolution and presented to the Board at its meeting on March 11, 2004, and all other agreements, instruments, and documents contemplated by that agreement or required in connection with the transactions called for therein as the Chair, in his discretion, may deem necessary, appropriate and/or desirable, in such forms are approved by the Chair.

Section 2. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal action were held, in meetings open to the public, in compliance with the law.

Section 3. This Resolution shall be in full force and effect upon its adoption.

Adopted: March 11, 2004

Yeas: 12

Nays: 0

Abstention: 2

Chairperson

Attest: _____
Secretary