

ORDINANCE NO. 505-1993

AN ORDINANCE OF THE CITY OF DRY RIDGE, KENTUCKY, RELATING TO THE ENTERING INTO AN INTERLOCAL COOPERATION AGREEMENT CONCERNING AND THEREBY AND THEREUNDER ESTABLISHING A JOINT LOCAL INDUSTRIAL DEVELOPMENT AUTHORITY IN GRANT COUNTY, KENTUCKY, AND REPEALING CITY OF DRY RIDGE ORDINANCE NO. 501-1993.

WHEREAS, the City Council of the City of Dry Ridge, Kentucky, did heretofore under City of Dry Ridge Ordinance No. 501-1993 duly establish and create, pursuant to KRS 154.50-316, a body politic and corporate known as the "Dry Ridge Industrial Authority" for an on behalf of the City of Dry Ridge, Kentucky; and

WHEREAS, upon review, it has been determined that such an industrial development authority singular of the city alone and independent will not result in the intended goals and that the intended goals can be better achieved by the establishment of a joint local industrial development authority by the County of Grant and the sister cities of Corinth, Crittenden, Dry Ridge and Williamstown, as permitted by enabling statute and pursuant to an interlocal cooperation agreement entered into by, among and between the aforesaid governmental entities.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DRY RIDGE, KENTUCKY, FOR AND ON BEHALF OF THE CITY OF DRY RIDGE, KENTUCKY, IN CONJUNCTION WITH CONTEMPORANEOUS AND LIKE ACTIONS OFFICIAL BY THE FISCAL COURT, COUNTY OF GRANT, COMMONWEALTH OF KENTUCKY, THE CITY COUNCIL OF THE CITY OF CORINTH, THE CITY COUNCIL OF THE CITY OF CRITTENDEN AND THE CITY COUNCIL OF THE CITY OF WILLIAMSTOWN AS FOLLOWS:

Section One

That City of Dry Ridge Ordinance No. 501-1993 enacted and duly ordained on August 2, 1993, be and the same is hereby and hereunder repealed.

Section Two

That the City of Dry Ridge, Kentucky, acting by and through the Mayor of the City of Dry Ridge, is and he is hereby empowered and authorized to be a party signatory to a Joint Ordinance and Interlocal Cooperation Agreement ordaining and establishing a Joint Local Industrial Development Authority in and for Grant County, Kentucky, all done pursuant to KRS 154.50-316 and KRS 65.210, et seq., of the Kentucky Revised Statutes, all so duly executed and signed by the Grant County Judge/Executive and the Mayors of the cities of Williamstown, Crittenden, Corinth and Dry Ridge, and with said Interlocal Cooperation Agreement being essentially in the form and manner laid out is Section Three following (Section Two of the said Joint Ordinance).

Section Three

This Interlocal Cooperation Agreement (hereinafter "Agreement") is made by and between the Grant County Fiscal Court and the City Councils of the City of Crittenden, the City of Dry Ridge, the City of Williamstown and the City of Corinth, all of Grant County, Commonwealth of Kentucky.

WITNESSETH:

Whereas, the Grant County Fiscal Court and the City Councils

of the City of Crittenden and the City of Dry Ridge have each enacted ordinances establishing a Local Economic Industrial Development Authority; and

Whereas, the City of Williamstown and the City of Corinth have been consulted by each of the other cities mentioned herein and the County of Grant and have expressed their interest in joining together to establish one unified Local Economic Development Authority within Grant County, Kentucky; and

Whereas, it is the intention of the parties hereto to cooperate with each other by joining, using their powers on the basis of mutual advantage to provide services and facilities in a more efficient manner, and pursuant thereto, to form an organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local communities; and

Whereas, this includes acting cooperatively to authorize the appropriate organizational structure and administrative entity within the parties' geographic area for implementation of a Joint Local Industrial Development Authority pursuant to KRS 154.50-316; and

Whereas, the Grant County Fiscal Court and the City Councils, as parties, form a contiguous area thereby facilitating the delivery of the services and enhancement of the facilities envisioned herein; and

Whereas, the Grant County Fiscal Court and the signatory

Cities, as parties hereto, have authorized their respective executive officers to give binding effect to this Agreement according to law by execution of same by the affixing thereto of signatures by their duly appointed representatives; and

Whereas, the Agreement having been developed pursuant to the authority of KRS 65.210, et seq., of the Kentucky Revised Statutes and other, applicable laws concerning cooperation between public agencies in the joint exercise of power or authority which is capable of exercise by governmental agencies with each other.

NOW, THEREFORE, there is hereby created a Joint Local Industrial Development Authority as an entity for the development of employment opportunities, business and economic development, and to promote the general welfare of citizens of Grant County, Kentucky, and subject to the following:

1. Parties To This Agreement. Having passed this ordinance and interlocal cooperation agreement and having the same recorded in their respective minutes, the County of Grant and the Cities of Crittenden, Dry Ridge, Williamstown and Corinth have become parties to this Agreement.

2. Agency Formation and Name. The name of the agency formed hereby shall "Grant County Joint Local Industrial Authority".

3. Geographic Area Served. The area served by the Grant County Joint Local Industrial Development Authority shall

include all of Grant County, Kentucky, to include all Cities located therein.

4. Duration. This agreement shall become effective November 1, 1993, or upon its formal approval as required by law, whichever occurs later. It shall continue until terminated as provided by law.

5. Purpose. The purpose of this Agreement is to form a Joint Local Industrial Development Authority; and

(a) to create the organizational structure for the Grant County Joint Local Industrial Development Authority for the purposes of administering the programs and funding of industrial development in Grant County, Kentucky for the benefit of all parties signatory;

(b) to establish the organization and procedure for the establishment of the Grant County Joint Local Industrial Development Authority and appointment of the members thereof, for the purpose of providing policy, guidance and general governmental oversight for all programs operated by the Grant County Joint Local Industrial Authority in accordance with KRS 154.50-301, et seq.;

(c) to apply for, accept and receive funds from all lawful sources to facilitate the objectives of this Agreement.

6. Powers of Grant County Joint Local Industrial Development Authority. The Grant County Joint Local Industrial Development Authority shall have and exercise all powers conferred by the applicable portions of KRS Chapter 154.50,

to include any amendments thereto made from time to time.

7. Organization. The parties signatory shall appoint, in accordance with KRS 154.50-326, for a term commensurate and in accordance therewith, the members of the authority herein established. This authority shall have all of the authority to manage the affairs of the Grant County Joint Local Industrial Authority consistent with state law.

8. By-Laws. The Authority shall adopt by-laws as it deems necessary to accomplish its purpose and the reasonable conduct of its business.

9. Organizational Responsibility. The Authority shall have general responsibility for receipt, disbursement and accountability of any and all funds acquired by the Grant County Joint Local Industrial Development Authority. The Authority shall direct compliance with all applicable regulations concerning the receipt and disbursement of public or private funds. Each party to this Agreement shall bear its pro rata share for the costs of the programs and services delivered. The pro rata cost shall be determined as follows:

County of Grant.....	41%
City of Williamstown.....	30%
City of Dry Ridge.....	21%
City of Crittenden.....	7.5%
City of Corinth.....	0.5%

10. Property. All personal and real property acquired

pursuant to this Agreement shall be considered the joint property

of all the parties to the Agreement and shall be held in trust by the Grant County Joint Local Industrial Development Authority and used for those purposes allowed by KRS Chapter 154.50.

11. Amendment. This Agreement may be amended as provided by law.

12. Dissolution. Dissolution of this Authority shall be accomplished in accordance with KRS 154.50-330 as same exists at the execution of this Agreement or as may be amended from time to time.

13. Approval. This Agreement shall become effective on when:

(a) It is executed by the designated member of the signatory parties pursuant to authorization by same; and

(b) It is approved by the Attorney General of the Commonwealth of Kentucky, pursuant of KRS 65.260(2); and

(c) Certified copies are filed with the offices of the Grant County Clerk, Office of the Secretary of State, Commonwealth of Kentucky, and the Clerk of the respective parties signatory pursuant to KRS 65.290.

14. Repealer. Dry Ridge City Ordinance No. 501-1993, passed August 2, 1993; City of Crittenden Ordinance No. 83-1993, passed August 3, 1993; and County of Grant Ordinance No. 06-93-121, passed July 8, 1993, are hereby repealed.

IN WITNESS WHEREOF, the parties have set their hands to this document on the date indicated by the attached signature page.

First Reading: October 4, 1993

Second Reading: November 1, 1993

PASSED, APPROVED, ORDAINED AND ORDERED PUBLISHED ON THIS
THE 1st DAY OF November 1993, 1993.

(X) *Norman Ferguson*
NORMAN FERGUSON, MAYOR

ATTEST:
Cindy L. Harris
CINDY L. HARRIS, CITY CLERK