

# RESOLUTION NO. 2022.008

## ENTERING INTO A TEMPORARY MAINTENANCE AGREEMENT, ACCEPTING THE TRANSFER AND ASSIGNATION OF REAL AND PERSONAL PROPERTY OF THE I.O.O.F. CEMETERY ASSOCIATION OF BLANCHESTER TO THE VILLAGE OF BLANCHESTER AND DECLARING AN EMERGENCY

WHEREAS, I.O.O.F. Cemetery Association of Blanchester aka I.O.O.F. Cemetery Association aka Fathian Lodge No. 373 I.O.O.F. (hereinafter referred to as “I.O.O.F. Cemetery Association”) owns and operates a cemetery consisting of approximately 14.406 acres within the Village of Blanchester, the legal description of said real property is attached hereto and incorporated herein by reference in “**Exhibit A**”; and

WHEREAS, I.O.O.F. Cemetery Association desires to assign and transfer to the Village of Blanchester, Ohio, the real and personal property owned by the association for the operations and maintenance of the cemetery; and

WHEREAS, the I.O.O.F. Cemetery Association approved transfer ownership of the cemetery, real property, and personal property to the Village of Blanchester by Resolution, attached hereto and incorporated herein by reference as “**Exhibit B**.”

WHEREAS, the Village of Blanchester agrees to enter into a Temporary Maintenance Agreement until the real estate transfer can be finalized which I.O.O.F Cemetery Association has hereby approved and is hereby incorporated by reference as “**Exhibit C**.”

WHEREAS, the Village of Blanchester agrees to accept the transfer and assignation of the real and personal property of the I.O.O.F. Cemetery Association for the purpose of maintaining and operating the cemetery.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF BLANCHESTER, STATE OF OHIO:

Section 1. That the Village of Blanchester hereby authorizes the Mayor to enter into the Temporary Maintenance Agreement described in “**Exhibit C**,” until transfer of real and personal is finalized.

Section 2. That the Village of Blanchester hereby accepts ownership of all cemetery records regarding the cemetery, the real estate described in “**Exhibit A**,” and personal property of the I.O.O.F. Cemetery Association.

Section 3. That the Village of Blanchester is hereby authorized to begin operating the I.O.O.F. Cemetery Association under the rules and regulations prescribed by the laws of the State of Ohio.

Section 4. That this Resolution is hereby declared to be an emergency measure necessary to the immediate preservation of the public health, safety and welfare, and accordingly, shall be in full force and effect immediately upon its passage.

Mr. Parks moved the adoption and Mr. McCollister seconded the motion and the roll being called upon its adoption the vote resulted as follows:

|                 |     |
|-----------------|-----|
| Mr Brumbaugh    | Yea |
| Mr. Garner      | Yea |
| Mr. Gephart     | Yea |
| Mr. Hopkins     | Yea |
| Mr. McCollister | Yea |
| Mr. Parks       | Yea |

Adopted this 21<sup>st</sup> day of April, 2022.

John M. Carman  
John Carman, Mayor

Tamara S. May  
Attest: Tamara S. May, Fiscal Officer

Fiscal Officer's Certificate:

The State of Ohio, County of Clinton, ss:

I, Tamara S. May, Fiscal Officer of the Village of Blanchester, Clinton County, and in whose custody the Files, Journals, and Records are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing Resolution is taken and copied from the original Resolution now on file with said Village, that the foregoing Resolution has been compared by me with the said original and that the same is a true and correct copy thereof, and has been posted as required by law. This Resolution has been duly published by posting in the following places: Blanchester Municipal Building, 318 E. Main St.; First National Bank, 121 E. Main St.; Blanchester Post Office, 115 S. Wright St.; Tom's Express Mart, 7529 Fairground Rd.; and at the Blanchester Public Library, 110 N. Broadway St., each for a period of fifteen (15) days commencing on the 4<sup>th</sup> day of May, 2022.

Witness my signature this 4<sup>th</sup> day of May, 2022.

Tamara S. May  
Fiscal Officer of the Village of Blanchester, Clinton County, Ohio

VILLAGE OF BLANCHESTER

FISCAL OFFICER  
TAMARA S. MAY

OFFICIAL SEAL