

CITY OF COFFMAN COVE

RESOLUTION 14-16

**A RESOLUTION OF THE CITY OF COFFMAN COVE AUTHORIZING PARTICIPATION
IN THE RURAL BUSINESS ENTERPRISE GRANT PROGRAM**

Whereas the City of Coffman Cove (hereinafter called public body) desires to obtain financial assistance from the Rural Development, United States Department of Agriculture, pursuant to Section 310 B of the Consolidated Farm and Rural Development Act, for the purpose of replacing the access ramp to the Coffman Cove Boat Harbor (herein referred to as the facility) and as a condition to and in consideration of receiving financial assistance from the Rural Development this resolution is being adopted.

Therefore, in consideration of the premises the public body agrees as follows:

1. No private business enterprises shall be allowed to use or occupy the facility if such use or occupancy would be calculated to, or is likely to, result in the transfer from one area to another of any employment or business activity provided by operations of the private business enterprises. This limitation shall not be construed to prohibit use and enjoyment of the facility by such private business entity through the establishment of a new branch, affiliate, or subsidiary if the establishment of such branch, affiliate, or subsidiary will not result in the increase in unemployment in the area of original location (or in any other area where such entity conducts business operations), unless there is reason to believe that such branch, affiliate, or subsidiary is being established with the intention of closing down the operations of the existing business entity in the area of its original location (or in any other area where it conducts such operation).
2. No private business enterprises shall be allowed to use or occupy the facilities if such use or occupancy would be calculated to, or is likely to, result in an increase in the production of goods, materials, or commodities, or the availability of services or facilities in the area, where there is not sufficient demand for such goods, materials, commodities, services or facilities to employ the sufficient capacity of existing competitive commercial or industrial enterprises, unless such financial or other assistance will not have an adverse effect upon existing competitive enterprises in the area.

3. Prior to allowing the use or occupancy of the facilities by any private business enterprise, the public body shall clear such use or occupancy with the Manpower Administration, Department of Labor, Washington, DC, by submitting information required by the Department of Labor for certification under the Act. This information shall be submitted to Rural Development for transmittal to the Department of Labor. The public body agrees to make no final commitment with any private business enterprise regarding such use or occupancy if the Department of Labor issues a negative certification under the Act. The public body shall obtain prior clearance in this matter for a period of three years after the date of an affirmative certification by the Department of Labor on the application for financial assistance now pending before the Rural Development.

This resolution shall be in force and effect immediately.

The voting was yeas 6, nays 0, absent 1.

City of Coffman Cove

by ~~[Signature]~~ Mariana Carter/mayor

Mayor

Certification

I the undersigned as City Clerk of the City of Coffman Cove do hereby certify that the foregoing resolution was duly adopted at a meeting of the Coffman Cove City Council duly called and held on the 17th day of April, 2014, and that such resolution has not been rescinded or amended in any way. Dated this 17th day of April, 2014.

Jean Soderberg

Jean Soderberg, City Clerk