

THE TOWN OF FOREST HEIGHTS  
RESOLUTION 83-14

A RESOLUTION TO AUTHORIZE AND APPROVE A MEMORANDUM OF UNDERSTANDING BETWEEN NICOLE MOSELEY (D/B/A THE FOREST HEIGHTS DANCE CENTER) AND THE TOWN OF FOREST HEIGHTS (THE "TOWN") REGARDING THE USE OF THE COMMUNITY ROOM LOCATED IN THE MUNICIPAL BUILDING AND THE PROVISION OF CERTAIN DANCE SERVICES FOR AREA YOUTH

Introduced By: Councilwoman Carmelita Smith-Barnes & Councilman Jonathan Kennedy, II

**WHEREAS**, pursuant to the Town Charter § 33-20(38), the Council shall have the power to pass ordinances not contrary to the laws and Constitution of this State, to establish and maintain public parks, gardens, playgrounds, and other recreational facilities and programs to promote the health, welfare, and enjoyment of the inhabitants of the Town; and

**WHEREAS**, pursuant to the Town Charter § 33-80, the Town may sell, lease, or otherwise dispose of any property belonging to the Town; and

**WHEREAS**, on November 19, 2014, Coach Nicole Moseley provided a presentation to the Mayor and Council at a regular Town meeting, and she further presented a 5-page proposal entitled "Proposal Forest Heights Dance," (the "Proposal"); and

**WHEREAS**, the Town and Ms. Nicole Moseley desire to provide dance instruction to area youth, and subject to certain terms and conditions, use the premises described in a memorandum of understanding attached hereto.

**NOW THEREFORE BE IT RESOLVED**, that the Mayor and Town Council approves, authorizes and adopts the agreement entitled "Memorandum of Understanding Between Nicole Moseley (D/B/A The Forest Heights Dance Center) and The Town of Forest Heights," subject to the terms and conditions stated therein attached hereto as Exhibit A and incorporated by referenced herein (the "MOU"); and

**BE IT FURTHER RESOLVED**, the Town Council further delegates to the Mayor the requisite authority to execute said MOU on behalf of the Town; and

**BE IT FURTHER RESOLVED**, the Town Council waives any charge or rental fee owned by Coach Nicole Moseley for use of the premises accrued prior to the effective date of the MOU; and

**BE IT FURTHER RESOLVED**, that this Resolution shall take effect immediately upon passage.

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ATTEST:

THE MAYOR AND COUNCIL OF THE  
TOWN OF FOREST HEIGHTS

*SIGNATURE ON FILE*

*SIGNATURE ON FILE*

\_\_\_\_\_  
Bonita C. Anderson, Town Clerk

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Jacqueline Goodall, Mayor

*SIGNATURE ON FILE*

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Cynthia Mann, Council President

ROLL CALL VOTE

YEA/NAY/ABSTAIN/ABSENT

GOODALL	<u>YEA</u>
KENNEDY II	<u>YEA</u>
STONER	<u>YEA</u>
BARNES	<u>YEA</u>
MUHAMMAD	<u>YEA</u>
SMITH-BARNES	<u>YEA</u>
MANN	<u>YEA</u>

CERTIFICATION

I, HEREBY certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 17<sup>th</sup> day of December 2014 with 7 Aye votes and 0 Nay, constituting a majority of at least four (4) affirmative votes, the aforesaid Resolution 83-14 passed.

*SIGNATURE ON FILE*

\_\_\_\_\_  
Bonita Anderson, Town Clerk

Exhibit A ("Memorandum of Understanding Between Nicole Moseley (D/B/A The Forest Heights Dance Center) with attachments)