



Prepared: 01/06/2016  
Introduced: 01/19/2016  
Revised:  
Adopted: 2/2/2016  
Effective: 2/2/2016

## RESOLUTION R-02-2016

A RESOLUTION TO APPROVE AN AGREEMENT AND AUTHORIZE THE CITY MANAGER TO SIGN THE AGREEMENT WITH THE PIZZUTI COMPANIES TO PROVIDE INCENTIVES AVAILABLE FOR PROJECT DEVELOPMENT IN THE OAK GROVE II COMMUNITY REINVESTMENT AREA

**WHEREAS**, the Council for the City of New Albany, Ohio (the "City") by its Resolution No. R-17-09 adopted March 3, 2009 (the "Original CRA Legislation"), created the Oak Grove II Community Reinvestment Area (the "Original Area"), and by its Resolutions No. R-41-10 adopted July 6, 2010, and its Resolution No. R-72-10 adopted November 16, 2010 (together the "CRA Expansion Legislation" and collectively with the Original CRA Legislation the "CRA Legislation"), amended the designation of the Original Area to include the areas known as the "Johnstown Monroe Area" and the "Johnstown Monroe Annex", respectively, and certain other parcels within the City (collectively, with the Original Area, the "Area"), and designated that entire Area the Oak Grove II Community Reinvestment Area (the "CRA"); and

**WHEREAS**, the Director of Development of the State of Ohio has determined that the Area contains the characteristics set forth in R.C. Section 3735.66 and confirmed the Area as a "Community Reinvestment Area"; and

**WHEREAS**, the Housing Officer received confirmation from the Director of Development of the State of Ohio for the Expanded CRA as a "Community Reinvestment Area"; and

**WHEREAS**, the Board of Education of the Johnstown Monroe Local School District has been notified in accordance with the applicable law; and

**WHEREAS**, the City has encouraged the development of real property and the acquisition of personal property to be located in the CRA; and

**NOW, THEREFORE, BE IT RESOLVED** by Council for the City of New Albany, Counties of Franklin and Licking, State of Ohio, that:

**SECTION 1.** The City Manager is hereby authorized to execute the Agreement and directed to take any further actions, and execute and deliver any further agreements, certificates or documents necessary to accomplish the granting of the incentives described in the Agreement, provided further that the approval of changes thereto by the City Manager and their character as not being substantially adverse to the City shall be evidenced conclusively by the execution thereof.

**SECTION 2.** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and any decision making bodies of the City