

10/04/2019 10/15/2019

Revised:

Effective:

Adopted:

11/05/2019

#### **ORDINANCE 0-36-2019**

# AN ORDINANCE TO ACCEPT THE EXPEDITED TYPE 1 ANNEXATION OF 1.2 +/ACRES FROM JERSEY TOWNSHIP, LICKING COUNTY TO THE CITY OF NEW ALBANY

WHEREAS, pursuant to the petition filed by Aaron L. Underhill and David Hodge, agent for petitioners, with the Licking County Development and Planning Department, on July 23, 2019, and

WHEREAS, the foregoing Resolution #100-267 of the Licking County Commissioners granting the petition was delivered to the City of New Albany on July 30, 2019, and more than sixty (60) days have lapsed since the Resolution of the Board of County Commissioners was transmitted to the City of New Albany, and

**WHEREAS,** pursuant to Resolution R-48-2018 of the City of New Albany, the New Albany City Manager was authorized to enter into a Roadway Maintenance Agreement with the Township of Jersey for the maintenance of sections of roadways impacted by this annexation.

WHEREAS, the real estate is located in Licking County and shall be subject to the "New Albany East Community Authority" and subject to a special property assessment in compliance therewith, and

WHEREAS, pursuant to New Albany Codified Ordinance 1125.05, all newly annexed areas shall immediately be zoned into the Agricultural District and shall be subject to the regulations and restrictions pertaining thereto, and

WHEREAS, The New Albany City Council has determined that annexation of the real estate is in the best interests of the residents of the City of New Albany.

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

**Section 1:** The application of property owners set forth in Licking County requesting the annexation of 1.2+/- acres, which is contiguous to the City of New Albany, is hereby accepted, and the corporate boundaries of New Albany shall be extended to include the territory, more particularly described in <a href="Exhibit A">Exhibit A</a>, attached hereto and incorporated herein as if fully written.

**Section 2:** An accurate map of the territory attached as <u>Exhibit B</u>, the petition for its annexation, other related documents, and a certified transcript of the proceedings of the Licking County Board of Commissioners regarding the annexation proceedings have been on file with the Clerk of Council of the City of New Albany for sixty (60) days prior to being presented to this Council as required by law, and are hereby accepted.

**Section 3:** City Council of the City of New Albany hereby accepts the annexation of a 1.2 +/-acre tract, situated in Jersey Township, Licking County, Ohio, the same being land of the owners set forth above, for annexation to the City of New Albany.

**Section 4:** The Clerk is herewith directed to deliver certified copies of this ordinance and other Proceedings relative to the annexation to the County Auditor, County Recorder, and the Secretary of State.

**Section 5.** It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this legislation were adopted in an open meeting of the council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121 of the Ohio Revised Code.

**Section 6.** Pursuant to Article VI, Section 6.07(B) of the charter of the City of New Albany, this ordinance shall be in effect on and after the earliest period allowed by law.

CERTIFIED AS ADOPTED this	day of	, 2019.
	Attest:	
Sloan T. Spalding Mayor	Jennifer H Clerk of C	
Approved as to form:		
MH Emelysy Mitchell H. Banchefsky Law Director		
CERTIFICATION BY CLERK OF COUNCIL OF PUBLICATION OF LEGISLATION		
I certify that copies of Ordinance <b>0-36-2019</b> 30 days starting on Norman Lorentz	were posted in accorda	nce with Section 6.12 of the Charter, for
Jennifer Mason, Clerk of Council	1   Le   19	

#### PROPOSED ANNEXATION $1.2 \pm ACRES$

TO: VILLAGE OF NEW ALBANY

FROM: JERSEY TOWNSHIP

Situated in the State of Ohio, County of Licking, Township of Jersey, lying in Farm Lot 29, Quarter Township 2, Township 2, Range 15, United Sates Military Lands, and being all of that 1.171 acre tract conveyed to MBJ Holdings, LLC by deed of record in Instrument Number 201904010005879 (all references are to the records of the Recorder's Office, Licking County, Ohio) and being more particularly described as follows:

Beginning, for reference, at the centerline intersection of Jug Street Road and Beech Road, being an angle point in the City of New Albany Corporation Line established in Ordinance Number O-33-2010, of record in Instrument Number 201011040022449 and established in Ordinance Number O-12-2019, of record in Instrument Number 201906210012317;

Thence North 03° 18' 15" East, with said centerline of Beech Road, said existing corporation line (Ordinance Number O-12-2019), a distance of 2302.49 feet to a point at the common corner of said 1.171 acre tract and that 10.936 acre tract conveyed to MBJ Holdings, LLC by deed of record in Instrument Number 201901070000272, the TRUE POINT OF **BEGINNING:** 

Thence North 03° 18' 15" East, with the centerline of said Beech Road, the westerly line of said 1.171 acre tract, a distance of 149.83 feet to a point at the common corner of said 1.171 acre tract and that 1.171 acre tract conveyed to MBJ Holdings, LLC by deed of record in Instrument Number 201901 160000962, being an angle point in said existing corporation line (Ordinance Number O-12-2019);

Thence South 86° 14' 47" East, with the line common to said 1.171 acre tracts, said existing corporation line, a distance of 340.00 feet to a point in a westerly line of said 10.963 acre tract:

Thence South 03° 18' 15" West, with the line common to said 1.171 acre and 10.963 acre tracts, said existing corporation line, a distance of 150.00 feet to a point;

Thence North 86° 13' 05" West, with said common line, said existing corporation line, a distance of 340.00 feet to the TRUE POINT OF BEGINNING, containing 1.2 acres, more or less.

The above description and corresponding map were prepared from Licking County Auditor's GIS information, and said description is not intended for transfer. Walliam CE College

EVANS, MECHWART, HAMBLETON & TILTON, INC.

Heather L. King Professional Surveyor No. 8307 Date

SILLINGS ONAL 50 HLK: sy 1\_2 ac 20180623-VS-ANNX-03.doc

KING

SUR JANOVS

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PRE-APPROVAL ICKING COUNTY ENGINEER PPROVED BY:

#### PROPOSED ANNEXATION OF 1.2± ACRES TO THE CITY OF NEW ALBANY FROM JERSEY TOWNSHIP FARM LOT 29, QUARTER TOWNSHIP 2, TOWNSHIP 2, RANGE 15 UNITED STATES MILITARY LANDS TOWNSHIP OF JERSEY, COUNTY OF LICKING, STATE OF OHIO 0-36-2019 MM- MOLDMIS, LIC 4-447 AC MARCE IN (DEED) 5M 101007130002729 PM 091-111014-00,000 SITE CORPORATION LINE CORPORATION LINE (IRD. NO. 10-12-2019 (IRL 201906210012317 Exhibit B MBU MCLDWCS, LLC 42.336 A., (DEED) +N 201902080002307 +N, D45-111594-00-001 JUG STREET ROAD MR4 HOLDINGS, U.C. 4 855 AC (DEED) 18. 201811140024166 VM. 695-11594-001,000 LOCATION MAP AND BACKGROUND DRAWING MBJ HOLIMES, LLU 2.05 AC (DCCD) 1.M. 201902020002506 34 035-112844-00 000 Proposed Americation of 1.2 1/- acres to the Village of New Atheny ### HOLDINGS 1EF 1,171 AC. (DECO) 15, 20190116/00/2962 P.M. 095-11/818-65/(66) The within map marked exhibit "A" and made a part of the printips of ennexation filed with the Renal of Commissioners of Licking County, Obio, vo. 20 \_\_\_ under Chapter 709 of the Ohio Revised Crule, is submitted as an accurate map of the territory to said petation sleavished under the requirements of said Chapter 709 of the 58E 14'47'E 340.00' MBJ HOLDINIS, LLC 10.036 AC. (Dr.ED) 1M 201901070000272 PN 095-11161M-02-000 Oltico Revised Code 1.2± AC. 20:61128022. U.: 20:61128022. S 085-11:750-5100 - MSJ MOLDBIOS, LLC 1.177 AC. (DEED) I.N. 201804010005879 P.M. 095-111618-04.000 K\$6"13"05"W 340.00" 1208 The Roard of Cwarsy Commissioners of Licking Counsy, Ohio, having received a petition hearing the Apped names and addresses of the parties unevened in the americanium in the City of New Albury, Ohio, of the territory phoson haven and having given due correlated among the mayor of said petition, do bettely great the same. Board of Licking County Com Petition Received \_ \_\_\_\_\_, 20\_\_ 1.36e AC. (DEED) 1.36e AC. (DEED) 1.8 20340316000063 PM 095-111618-03.000 HELL HILDHIGS, LLC 11.888 AC. (DEED) LM. 20190107AUUU276 P.M. 039~111618-011.000 Petitina Approved \_\_\_\_\_\_. 20 Commission Containing \_\_\_\_\_\_ tud 29 | tot 20 Licking County Auditor 1 AC (6000) 13 201810150021655 13 201810150021655 PH 095-112326-041000 LOT 30 | LOT 10 283 MOLEMON, CLC 125,774 AC. (UEED) .M. 201901040000387 PM 095-111608-00.00 Plat For \_ 35 Ordinance, rk. Fee Licking County Recorder AREA TO BE ANNEXED Council for the City of New Albury. Ohio, by ordinance 1.001 HOLDBRGS, LLC 1.001 AC. (DEED) LM 201901070000271 P.M 035-11150h-00 001 OJ HELDINGS PROPOSED VILLAGE OF NEW ALRANY CORPORATION LINE Clerk, City of New Athony EXISTING VILLAGE OF NEW ALMANY CITY OF NEW ALBAN OFD, NO. 0-12-2019 CH 20190621U012317 CORPORATION LINE TE OF O January 30, 2019 Contiguity Mote: Food perimeter of annexation area is 979.8 leet, of which RUO,0 fees is contiguous with the Village of New Albuny by OnStrumes Number 13-12-2019, giving \$4.7% perimeter contiguity. Scale: 1" = 200" KEATHER Job No: 2018-0523 ORD NO. 0-13-2016 (N. 2016) 1040022449 1 👊 1 This appealation shes not create islands of unincorporated area within the limits of the area to be annexed. REVISIONS MARK DATE DESCRIPTIO IGK 8/26/19 Revised per gine 6/27/19 CRAPING SCALE (in test)



10/01/2019

Revised:

Adopted: Effective: 11/05/2019

#### **ORDINANCE 0-37-2019**

AN ORDINANCE TO APPROVE THE FINAL PLAT FOR 37 AGE RESTRICTED SINGLE FAMILY LOTS ON 10.332 +/- ACRES AND ACCEPT RESERVES "I," "J," "K," AND "L," FOR PHASE 2 OF THE "COURTYARDS AT NEW ALBANY" SUBDIVISION LOCATED EAST OF STATE ROUTE 605, WEST OF THE WENTWORTH CROSSING SUBDIVISION, AND GENERALLY SOUTH OF NEW ALBANY ROAD EAST, AS REQUESTED BY EPCON COMMUNITIES

WHEREAS, an application to approve The Courtyards at New Albany phase 2 final plat has been submitted; and

WHEREAS, Codified Ordinance Chapter 1187 requires approval of the final plat by council; and

WHEREAS, the New Albany Planning Commission, after review during a public meeting on September 16, 2019, recommended approval of this final plat (FPL-69-2019); and

WHEREAS, The Courtyards at New Albany phase 2 final plat includes approximately 10.332 +/- acres of land to be subdivided into 37 residential lots in addition to the public streets; and

**WHEREAS**, the 10.332 acre The Courtyards at New Albany phase 2 final plat includes approximately 2.541 +/- acres of parkland and open space;

WHEREAS, The Courtyards at New Albany phase 2 final plat includes the commitment to dedicate reserves I, J, K and L to the city for public parkland and open space; and

WHEREAS, New Albany City Council has agreed to the terms and conditions by which this parkland will be donated; and

**WHEREAS**, the city engineer certifies The Courtyards at New Albany phase 2 final plat meets all the requirements of Chapter 1187 of the Codified Ordinances, stormwater management, design requirements and will meet all other requirements of the city.

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

**Section 1**. The said The Courtyards at New Albany phase 2 final plat is attached to this resolution as Exhibit A and made a part herein is approved.

**Section 2**. City Council hereby accepts the lands shown on the map attached hereto as <u>Exhibit A</u>, under the terms and conditions outlined and the covenants and restrictions stipulated in the deed and final plat.

**Section 3.** It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting of the council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121 of the Ohio Revised Code.

**Section 4**. Pursuant to Article 6.07(B) of the New Albany Charter, this ordinance shall become effective thirty (30) days after adoption.

Attest:

Sloan T. Spalding

Mayor

Jennifer H. Mason Clerk of Council

Approved as to form:

Mitchell H. Banchefsky

Law Director

Heleen me, a Neary Polic in and for said Stat, personally appeared JOHL D. RHOADER, Regional President of EPCON NEW ALBANY, LLC: who acknowledged the apping of the foregoing instrument to be the voluntary act and dood and the voluntary act and dood and the voluntary act and dood of said EPCON NEW ALBANY, LLC for the uses and purposes expressed fortion.

COUNTY OF FRANKLIN ::

Notary Public,

## Exhibit A - O-37-2019

In Witness Whereof, JOEL D. RHOADES, Regional President of EPCON NEW ALBANY, LLC, has hereunto set his hand this day of

EPCON NEW ALBANY, LLC

The antiqued, PPCON NEW ALLIANY, LLC: as Only limited liability company, by JOH, D. R. BURGERS, Septemb Partial as the side on only placed but "THE induced in the parameter Associated by the partial as the side of one of the parameter Associated by ALLIANY, THUNG, 2.7 is a substrate containing L. COLHETARIUS, A. 1900, ALLIANY, THUNG, 2.7 is a substrate of sociated as the parameter of the side of the Statude in the State of Chip, County of Franklin, Cipy of New Albamy, and in Section S, Quater Tomship J, Ranger JS, United States Aldatury Lands, containing 10.132 perm of land, more or des, said 10.332 perm being all of that tract of land conveyed to LEYCON NEW ALBANY, LLC to deed of record in Instrument Number 10.000 permits of the LeyCON NEW ALBANY (LLC to deed of record in Instrument Number 10.000 permits of the County Chips.

THE COURTYARDS AT NEW ALBANY PHASE 2

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Deputy recorder, reassum county, Onto		Franklin County, Ohio	Franklin County, Ohio	Franklin County, Ohio	Approved and accepted by Recolution No.  —wherean data accepted by Recolution No. —wherean Ander Drive England Drives [Billiphicak Drive and New Many-Cross file Solven Solving Solven are accepted, as such, by the Crossell See the Cry of New Albary, Olsson Approval of the plat shalf become stell and west union recorded prior to	t, New Albany, Ohio	Chairperson, Planning Commission, New Albany, Ohio	Council Representative to Planning Commission, New Albany, Ohio	New Albany, Ohio	New Albany, Ohio



LOCATION MAP AND BACKGROUND DRAWING NOT TO SCALE

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SOURCE OF DATA: The sources of recorded survey data referenced in the plan and text of this plat are the records of the Recorder's Office, Franklin County, Ohio.

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PIRMANNY MARKERS: Permanent matter, where indicated become, are to be not each demanted they could long, solid iron print, are to be set to measument the prints indicated and are to be set with the top out flinks with the surface of the ground and thus capped with an alumnium cap a tamped DMIT [NO: Toos metalled, the step of the cap while the print of the print of the print of the print of the low matters shall be set following the complete day of the counterprintens installation of the street provinces and unlines and prior to the Cry of New Albary, Olivi acceptance of these infrastructure improvements. It has been Albary, Olivia Manipal Expirer shall be notified in writing when the matters are in place.

SURVEYED & PLATTED



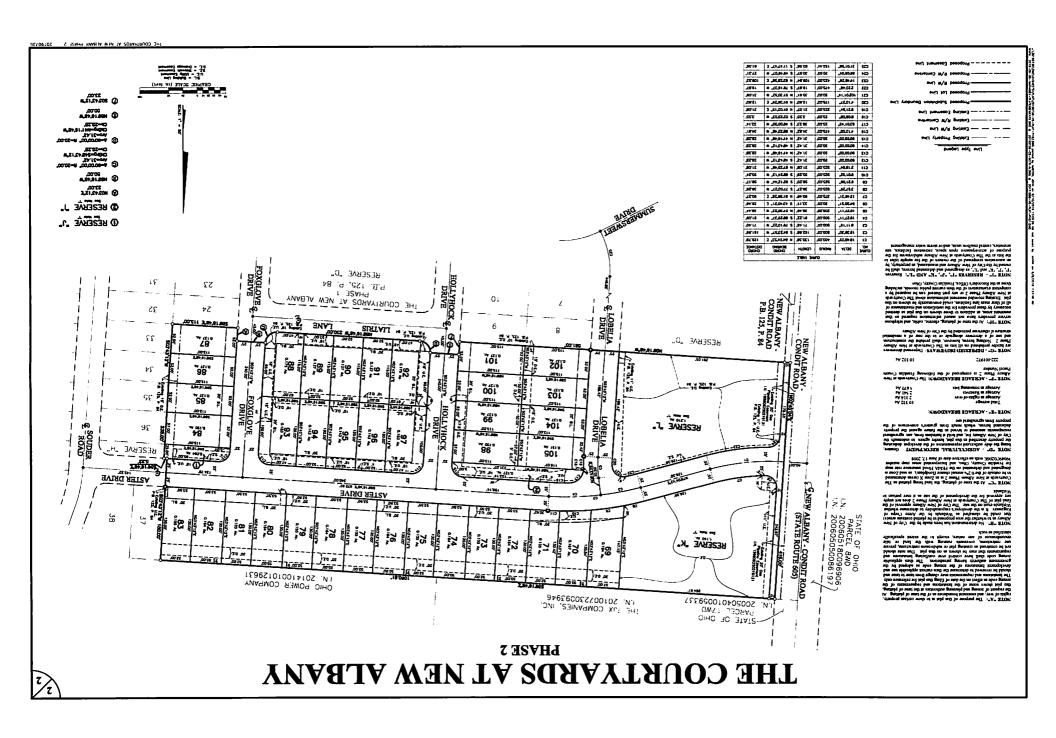
We do hereby certify that we have surveyed above premises, prepared the attached plat, and soid plat is correct. All dimensions are in feet decimal parts thereof.

O = Iron Pin (See Survey Data)

• = MAG Nail to be set

© = Permanent Marker (See Survey Data)

Surveyor No. 7865 Date





10/28/2019 11/05/2019

Revised:

Adopted: Effective: 11/05/2019

#### **RESOLUTION R-52-2019**

A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH THE NEW ALBANY COMMUNITY FOUNDATION AND NEW ALBANY COMMUNITY AUTHORITY IN ORDER TO AQUIRE OWNERSHIP OF THE PROPOSED AMPHITHEATER UPON THE COMPLETION OF ITS CONSTRUCTION AND MAKE A DONATION OF \$1,000,000 TOWARD ITS CONSTRUCTION

WHEREAS, to date, the New Albany Community Foundation has obtained financial commitments in the amount of \$5,410,000 for the construction of a community amphitheater of which \$1,925,000 has been collected; and

WHEREAS, the city has entered into a long term ground lease with the New Albany Plain Local School District for the property adjacent to the McCoy Center for the Performing Arts upon which the amphitheater will be built; and

WHEREAS, the New Albany Community Foundation has entered into a construction management agreement with Corna Kokosing Construction Company and obtained a guaranteed, not to exceed base price, of \$5,410,000 (excluding alternate items) for the construction of the amphitheater; and

WHEREAS, it has been the stated desire and intention of the New Albany Community Foundation that ownership of the amphitheater should be transferred to the City of New Albany free and clear of any and all financial encumbrances upon the completion of its construction; and

WHEREAS, upon its free and clear transfer of ownership to the City of New Albany, the city shall become responsible for the physical operation and maintenance of the amphitheater, and the New Albany Community Foundation shall be responsible for the contracting and payment of the performers, speakers, etc.; and

WHEREAS, the City of New Albany has entered into a memorandum of understanding with the Columbus Association for the Performing Arts (CAPA) to operate and manage the amphitheater on its behalf; and

WHEREAS, Council recognizes the value of the amphitheater to the community in terms of the residents' quality of life and future economic development opportunities; and

WHEREAS, the amphitheater will provide a unique venue for the community to access and enjoy the performing arts, particularly, those with a presence in New Albany and Central Ohio; and

WHEREAS, the amphitheater is intended to become a focal point for the Rose Run Park and Community Entertainment District; and

**WHEREAS**, in support of the amphitheater and its benefits to the community, the council wishes to contribute one million dollars (\$1,000,000.00) in support of its construction.

**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 enter into agreements with the New Albany Community Foundation and the New Albany Community Authority in order to obtain free and clear ownership of the amphitheater upon the completion of its construction.

**Section 2:** Council hereby authorizes the appropriation and payment of an amount not to exceed one million dollars (\$1,000,000.00) to the New Albany Community Foundation exclusively for the construction of the amphitheater, upon the execution of all necessary agreements referenced herein and attached as Exhibit A.

**Section 3.** The city manager is hereby authorized to make and execute amendments to the agreement such as are not adverse to the interests of the city.

**Section 4.** It is hereby found and determined that all formal actions of this council concerning and relating to the adoption of this legislation were adopted in an open meeting of the council, and that all deliberations of the council and or any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121 of the Ohio Revised Code.

Section 5: Pursuant to Article 6.07(A) of the New Albany Charter, this resolution shall take effect upon adoption.

CERTIFIED AS ADOPTED this \_\_\_\_\_ day of November, 2019.

Attest:

Sloan T. Spalding

Mayor

Jennifer'H. Mason Clerk of Council

Approved as to form:

Mitchell Banchefsky, Law Director



10/28/2019 11/05/2019

Revised:

Adopted: Effective:

11/05/2019

### **RESOLUTION R-53-2019**

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A COMMUNITY REINVESTMENT AREA AGREEMENT WITH AMAZON WEB SERVICES, INC., AND A TAX INCREMENT FINANCING AGREEMENT WITH MBJ HOLDINGS, LLC. EACH FOR PROJECT BADGER

WHEREAS, the Council of 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, No. R-72-10 adopted November 16, 2010, No. R-53-12 adopted October 12, 2012, No. R-26-13 adopted July 16, 2013, No. R-72-14 adopted September 9, 2014, No. R-49-2015 adopted November 17, 2015, No. R-45-16 adopted November 1, 2016, No. R-02-17 adopted February 7, 2017, No. R-05-2019 adopted February 19, 2019, and No. R-27-2019 adopted May 21, 2019 (together the "CRA Expansion Legislation" and together with the Original CRA Legislation the "CRA Legislation") amended the designation of the Original Area to include certain other parcels within the City (collectively, with the Original Area, the "Area"); and

WHEREAS, Amazon Web Services, Inc. (the "Company") has submitted to the City the application attached to the Community Reinvestment Area Agreement (the "CRA Agreement") referred to in Section 1 of this Resolution (the "Agreement Application") and has remitted with the Agreement Application the required State application fee to be forwarded to the Ohio Development Services Agency with a copy of the final CRA Agreement; and

WHEREAS, the City's Housing Officer, duly designated under Ohio Revised Code Section 3735.65, has reviewed the Agreement Application and has recommended the same to City Council on the basis that the Company is qualified by financial responsibility and business experience to create and preserve employment opportunities in the Area and improve the economic climate of the City; and

WHEREAS, the City, having the appropriate legal authority, desires to provide certain property tax incentives to encourage the development the Project (as such term is defined in the CRA Agreement); and

WHEREAS, the Project Site is located in the Licking County Joint Vocational School District (C-TEC), the Johnstown-Monroe Local School District and the Licking Heights Local School District, and (i) the Board of Education of the Licking Heights Local School District has been given notice of the CRA Agreement and the TIF Agreement in accordance with, and in the time period prescribed by, Sections 5709.04 and 5709.83 of the Revised Code, (ii) the Board of Education of the Licking County Joint Vocational School District (C-TEC) have been given notice of the CRA Agreement and the TIF Agreement in accordance with, and in the time periods prescribed by, Section and 5709.83 of the Revised Code, and (iii) the Board of Education of the Johnstown-Monroe Local School District has waived its right to both receive notice under Section 5709.83 of the Revised Code and approve the CRA Agreement and the TIF Agreement; and

WHEREAS, to further support and facilitate the Project the City also desires make certain infrastructure improvements and provide for their financing; and

WHEREAS, the City, by its Ordinance No. O-03-2017 passed on February 21, 2017 (the "<u>TIF Ordinance</u>") established certain tax increment financings and created the Oak Grove II Public Improvement Tax Increment Equivalent Fund (the "<u>TIF Fund</u>"), all for the purpose of paying for certain Public Infrastructure Improvements as defined in Section 5709.40 of the Ohio Revised Code;

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

- Section 1. Community Reinvestment Area Agreement. The CRA Agreement by and between the City and the Company, in the form presently on file with the Clerk of the Council, is hereby approved and authorized with any changes therein and amendments thereto not inconsistent with this Resolution and not substantially adverse to this City and which shall be approved by the City Manager. The City Manager, for and in the name of this City, with the advice of the Director of Law, is hereby authorized to execute that CRA Agreement and approve the character of any changes and any amendments thereto as consistent with this Resolution and not substantially adverse to the City, as evidenced conclusively by his execution of that CRA Agreement.
- Section 2. Tax Increment Financing Agreement. The Tax Increment Financing Agreement (the "TIF Agreement") by and between the City and MBJ Holdings, LLC, in the form presently on file with the Clerk of the Council, is hereby approved and authorized with any changes therein and amendments thereto not inconsistent with this Resolution and not substantially adverse to this City and which shall be approved by the City Manager. The City Manager, for and in the name of this City, with the advice of the Director of Law, is hereby authorized to execute that TIF Agreement and approve the character of any changes and any amendments thereto as consistent with this Resolution and not substantially adverse to the City, as evidenced conclusively by his execution of that TIF Agreement.
- **Section 3**. Further Authorizations. Council further hereby authorizes and directs the City Manager, the Director of Law, the Director of Finance, the Community Development Director, the Clerk of Council, or other appropriate officers of the City to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Resolution and the transactions referenced or contemplated in this Resolution, the CRA Agreement and the TIF Agreement authorized and approved in this Resolution.
- Section 4. Compliance with the Law. Council finds and determines that all formal actions of Council and any of its committees concerning and relating to the adoption of this resolution were taken in an open meeting of Council and any of its committees, and that all deliberations of this Council an any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with the law including Section 121.22 of the Ohio Revised Code.
- **Section 5**. <u>Effective Date</u>. This resolution is declared to be in full force and effect from and after the earliest period allowed by law.

CERTIFIED AS ADOPTED this day of	2019
----------------------------------	------

Attest:

Sloan T. Spalding

Mayor

Clerk of Council

Approved as to form:

Mitchell H. Banchefsky Law Director