

RESOLUTION NO. 008-19

A RESOLUTION AUTHORIZING A COMMUNITY REINVESTMENT AREA (CRA) AGREEMENT BETWEEN THE CITY OF NAPOLEON, OHIO, AND JUST BUSCH INVESTMENTS, LLC WITHIN NAPOLEON CRA #2; AND DECLARING AN EMERGENCY

WHEREAS, the Ohio Reinvestment Area Program, pursuant to Ohio Revised Code Chapter 3735, authorizes the City to grant real property tax exemptions on eligible new investments; and,

WHEREAS, the City, on January 6, 1986, by Resolution 3-86 designated an area (CRA 2) as a Community Reinvestment Area pursuant to Ohio Revised Code Chapter 3735; and,

WHEREAS, the Director of Development determined that the area so designated by the City contained the characteristics set forth in Ohio Revised Code Section 3735.66; and,

WHEREAS, the Director of Development certified the area as a community reinvestment area known as Zone No. 069-53550-04 (the "Area"); and,

WHEREAS, Just Busch Investments, LLC made application that will involve a total capital investment in real property currently estimated at \$335,000.00, plus or minus ten percent (10%), in restoration of a historical building at the site located on parcel number 41-009421.3940, 130 East Clinton Street, Napoleon, Ohio; and,

WHEREAS, it was recommended that Just Busch Investments LLC receive a one hundred percent (100%) exemption for a period of ten (10) years on the eligible property for proposed real property improvements; and,

WHEREAS, the appropriate school(s) were provided with all legally-required notices; and,

WHEREAS, the Napoleon Area City School District Board of Education, either waived the timeliness of the notice requirement(s) and approved the proposed agreement or, timely received the notice(s) and made approval; **Now Therefore**,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:

Section 1. That, the City approves and consents to a certain Community Reinvestment Area Agreement with Just Busch Investments LLC, in substantially the form as being currently on file with the City Finance Director, Agreement No. 05-19, subject to any changes deemed appropriate by the City Manager and approved as to form and correctness by the City Law Director; said agreement having been reviewed by this Council.

Section 2. That, the City Manager is both authorized and directed to execute the Community Reinvestment Area Agreement as referred to in Section 1 of this Resolution in the name of and on behalf of the City.

Section 3. It is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Ohio Revised Code Section 121.22 and the Codified Ordinances of the City of Napoleon, Ohio.

Section 4. That, if any prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 5. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to expeditiously proceed with this development project for the economic welfare of the inhabitants of the City; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law. Further, the Emergency Clause is necessary to begin the construction process in a timely manner, and for further reasons as stated in the Preamble hereof.

Passed: February 4, 2019

Daniel L. Baer
Joseph D. Bialonicki, Council President Pro-Tem
Daniel L. Baer,

Approved: February 4, 2019

Jason P. Maassel
Jason P. Maassel, Mayor

VOTE ON PASSAGE 5 Yea 0 Nay 0 Abstain

Attest:

Roxanne Dietrich
Roxanne Dietrich, interim Clerk of Council

I, Roxanne Dietrich, interim Clerk of Council for the City of Napoleon, do hereby certify that the foregoing Resolution No. 008-19 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 9th day of February, 2019; and I further certify the compliance with the rules established in Chapter 103 of the Codified Ordinances of Napoleon, Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Roxanne Dietrich
Roxanne Dietrich, interim Clerk of Council

STATE OF OHIO
COUNTY OF HENRY

Kimberly Imm, being first duly sworn, states that she is the Assistant Publisher of The Bryan Publishing Company, owner of The Northwest Signal, a daily newspaper, published and of general circulation in the county of Henry aforesaid, and that the annexed notice was published in one issue in said paper, on the 9th day of February, 2019.

Kimberly Imm
Kimberly Imm

Subscribed and sworn to before me this
12th day of February, 2019

Beverly Gritman
Beverly Gritman
Notary Public,
State of Ohio
My Commission Expires
February 13, 2021

Printer's Fee: \$177.00
Notary Fee: \$2.00

**Summary of Ordinance No. 010-19,
and Resolution No.(s) 008-19, 009-19, 011-19**

(PURSUANT TO ARTICLE II, SECTION 2.15 OF THE CITY CHARTER, CHAPTER 121 OF THE CODE OF ORDINANCES AND COUNCIL RULE 6.2.4.1, AS WELL AS APPLICABLE PROVISIONS OF ORC CHAPTER 731)

NOTICE

A copy of the complete text of the above named Ordinance(s) and Resolution(s) are on file in the office of the City Finance Director and may be viewed or obtained during business hours of 7:30 AM to 4:00 PM, Monday through Friday, at the office of the Finance Director, the location being 255 West Riverview Avenue, Napoleon, Ohio. A copy of all or part of the above named Ordinances and Resolutions, or any item mentioned in this notice, may be obtained from the City Finance Director upon the payment of a reasonable fee therefore.

Ordinance No. 010-19

AN ORDINANCE TO APPROVE CURRENT NOVEMBER 2018 REPLACEMENT PAGES TO THE NAPOLEON CODIFIED ORDINANCES

In this legislation, the City of Napoleon approved the replacement pages to the City Codified Ordinances through November 2018.

Resolution 008-19

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In this legislation, the City of Napoleon authorized a CRA Agreement with Just Busch Investments, LLC.

Resolution 009-19

A RESOLUTION AUTHORIZING THE EXPENDITURE OF FUNDS OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) FOR THE PURPOSE OF PURCHASING A 2019 FORD INTERCEPTOR SUV FOR THE CITY OF NAPOLEON POLICE DEPARTMENT, AND TO SOLE SOURCE SAID PURCHASE TO STATEWIDE FORD; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon approved the purchase of a 2019 SUV for the City Police Department.

Resolution 011-19

A RESOLUTION AMENDING RESOLUTION 066-18 AND RESOLUTION 001-19 AS IT PERTAINS TO MILLAGE AND BALLOT LANGUAGE; AND DECLARING AN EMERGENCY

In this legislation, the City of Napoleon amended the two previous pieces of legislation pertaining to millage and ballot language.

All of the above summaries are approved as to form and correctness by Billy D. Harmon, City Law Director