



**VILLAGE OF OBETZ
RECORD OF ORDINANCES**

ORDINANCE: 09-14 _____

PASSED: March 3, 2014

AN ORDINANCE AUTHORIZING THE MODIFICATION OF THE MUNICIPAL INCOME TAX CREDIT AGREEMENT BETWEEN THE VILLAGE OF OBETZ AND ZULILY, INC. AND DECLARING AN EMERGENCY

WHEREAS, the Village entered into a Municipal Income Tax Credit Agreement with Zulily, Inc. on December 5, 2011; and,

WHEREAS, Zulily, Inc. ("Zulily") has expressed an interest in adding additional employees to its operation within Obetz located at 3051 Creekside Parkway, Obetz, Ohio which would result in the creation of approximately 500 new employment opportunities by the end of 2016; and,

WHEREAS, the 500 new employment opportunities are in addition to the 580 new jobs that Zulily committed to creating as a part of the existing Municipal Income Tax Credit Agreement; and,

WHEREAS, Zulily has obtained an amendment of its original agreement with the State of Ohio Tax Credit Authority providing for additional state tax credit approved on March 3, 2014; and,

WHEREAS, this Council has determined that, in conjunction with the amendment of the original agreement with the State of Ohio Tax Credit Authority, that it is in the best interest of the Village of Obetz to amend its agreement with Zulily;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF OBETZ, STATE OF OHIO, THAT:

Section 1: The Village hereby finds and determines that an amendment to the Municipal Income Tax Credit Agreement with Zulily is necessary and appropriate and in the best interests of the Village to provide for the creation of jobs and employment opportunities and to improve the economic welfare of the people of the State of Ohio and the Village, all as authorized in Section 718.15 of the Ohio Revised Code and Article VIII, Section 13 of the Ohio Constitution.

Section 2: The amendment to the Municipal Income Tax Credit Agreement by and between the Village and Zulily, in the form presently on file with the Clerk, is hereby approved and authorized with changes therein not inconsistent with this Ordinance and not substantially adverse to this Village and which shall be approved by the Village Administrator. The Village Administrator, for and in the name of this Village, is hereby authorized to execute that amendment to the Municipal Income Tax Credit Agreement, provided further that the approval

of changes thereto by that official, and their character as not being substantially adverse to the Village, shall be evidenced conclusively by the execution thereof.

Section 3: This Council further hereby authorizes the Mayor, the Village Administrator, the Law Director, or other appropriate officers of the Village to prepare and sign all agreements and instruments and to take any other actions as may be appropriate to implement this Ordinance.

Section 4: This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5: This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety or welfare of this Village and for the further reason that this Ordinance is required to be immediately effective in order that Zulily may proceed to increase its workforce in Obetz thereby improving the economic welfare of the people of the Village; WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage.

Passed this 3 day of March, 2014.

ATTESTS:

Stacey Boumis
Stacey Boumis, Clerk of Council

D. Greg Scott
D. Greg Scott, Mayor

Michael R. Flaherty
Michael Flaherty, Council Pres. Pro-Tem

APPROVED AS TO FORM

Eve M. Ellinger
Eve M. Ellinger, Esq., Law Director

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CERTIFICATION OF PUBLICATION

Pursuant to the Village Charter, I, Stacey E. Boumis, Clerk of Council of the Village of Obetz, Ohio, do hereby certify that Ordinance 09-14 was duly posted at 3:00 PM (time) on the 11 day of March, 2014, at the Obetz Government Center, Obetz Athletic Club, and Obetz Community Center as well as on the Obetz website.



Stacey Boumis
Stacey Boumis, Clerk

3/11/2014
Date