



VILLAGE OF OBETZ
RECORD OF ORDINANCES

ORDINANCE: _____

PASSED: _____

AN ORDINANCE AUTHORIZING THE PROVISION OF CERTAIN INCENTIVES FOR PURPOSES OF ENCOURAGING THE RELOCATION TO THE VILLAGE BY ZENNI OPTICAL, WHICH INCLUDE THE PROVISION OF A MUNICIPAL INCOME TAX CREDIT, AUTHORIZING THE EXECUTION OF A MUNICIPAL INCOME TAX CREDIT AGREEMENT, AND DECLARING AN EMERGENCY

WHEREAS, the Village desires to increase employment opportunities and improve the economic welfare of the people of the Village; and,

WHEREAS, Zenni Optical, Inc. (“Zenni”) has expressed an interest in relocating certain of its operations to be located at 4531 Industrial Center Court, Obetz, Ohio (the “Proposed Facilities”) which would result in the creation of approximately 200 employment opportunities over the next three years; and,

WHEREAS, Zenni has agreed to develop the Proposed Facilities in the Village if various governmental entities provide incentives for the development of the Proposed Facilities; and,

WHEREAS, Zenni has heretofore submitted an application to the Ohio Development Services Agency for consideration by the Ohio Tax Credit Authority providing for a state tax credit incentive (the “State Incentive”); and,

WHEREAS, this Council has determined that the relocation of certain of Zenni’s operations to the Village will create jobs and employment opportunities and improve the economic welfare of the people of the State and the Village and therefore, has further determined, in conjunction with the provision of the State Incentive, to provide a municipal income tax credit to Zenni, all pursuant to Section 718.15 of the Ohio Revised Code and Article VIII, Section 13 of the Ohio Constitution and the Charter of the Village of Obetz, and to further authorize the execution of a Municipal Income Tax Credit Agreement;

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

Section 1. The Village hereby finds and determines that the provision of a municipal income tax credit, in conjunction with the provision of the State Incentive, as described in the Municipal Income Tax Credit Agreement (as described below) 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

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in Section 718.15 of the Ohio Revised Code and Article VIII, Section 13 of the Ohio Constitution, and the Charter of the Village of Obetz.

Section 2. The Municipal Income Tax Credit and Miscellaneous Incentive Agreement by and between the Village and Zenni, in the form presently on file with the Clerk, providing for, among other things, the provision to Zenni of a non-refundable municipal income tax credit for a period of seven (7) years, in the amount of forty percent (40%) of the employee withholding taxes, 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 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 Village Solicitor, 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 Zenni may proceed with the development of the Proposed Facilities in the Village; thereby providing for the creation of jobs and employment opportunities and 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 _____ day of _____, 2021

ATTESTS:

Stacey Boumis, Clerk

Angela Kirk, Mayor

Derek Varney, Council President Pro-Tem

ORDINANCE: _____

PASSED: _____

APPROVED AS TO FORM:

Eugene L. Hollins, Law Director

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 _____ was duly posted at _____ (time) on the _____ day of _____, 2021, at the Obetz Government Center, Obetz Athletic Club, and ~~Obetz Community Center~~ (closed due to pandemic) as well as on the Obetz website.

Stacey Boumis, Clerk

Date