

IN THE COUNCIL OF THE VILLAGE OF NEW CONCORD, OHIO

ORDINANCE NO. K-4-00-1

AN ORDINANCE APPROVING AN AGREEMENT WITH NEW CONCORD, OHIO INC., GENERAL WAREHOUSE & TRANSPORTATION COMPANY, AND COLGATE-PALMOLIVE COMPANY, PROVIDING FOR A PROJECT AND TAX EXEMPTION PURSUANT OT THE OHIO ENTERPRISE ZONE PROGRA, AND MAKING DETERMINATIONS IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio has pursuant to its Ohio Enterprise Zone Program provided for the establishment of Urban or Rural Jobs and Enterprise Zones, and for the provision of tax incentives to private enterprise in such Enterprise Zones, and the creation and/or preservation of jobs and economic development in connection therewith; and

WHEREAS, pursuant to said State Urban Jobs and Enterprise Zone Program, this Village Council by resolution No. K-2-93-1 adopted on February 9, 1993, approved the designation of the geographic area described in said Resolution as a Rural Enterprise Zone, and requested the Muskingum County Commissioners to make such designation; and the Board of County Commissioners of Muskingum County be their resolution adopted November 18, 1996 designated the geographic area described in said resolution as a Rural Enterprise Zone, and the Director of Development of the State Department of Development has made his certification and approval of said area as a Rural Enterprise Zone within the requirements of Ohio Revised Code Sections 5709.61 through 5709.65 (hereinafter the "Act"); and

WHEREAS, the County has received a proposal from New Concord, Ohio, Inc., General Warehouse & Transportation Company, and Colgate-Palmolive Company, (hereinafter collectively referred to as the "Companies") proposing to enter into an Agreement with the Village under the Act, which said Agreement would provide for a Project by the Companies (the "Project") as described in said Proposal, located in the Enterprise zone and pursuant to the aforesaid Ordinance and County Resolution the County will negotiate, approve and enter into an enterprise zone agreement with the Companies, and submit such agreement for Village approval; and

WHEREAS, said Proposal has been reviewed and investigated by the County, and the Village Council has determined that it will be in the best interest of the Village of New Concord and its citizens to proceed to enter into an Agreement with the Companies providing for the Project described in said Proposal and for the requested tax exemption therefore, and that such Agreement and Project will carry out the purposes of the Act, and will promote the economic welfare of the Village and its residents by creating or preserving jobs and employment opportunity and is the interest of the health, safety and welfare of the Village.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF NEW CONCORD, STATE OF OHIO:

Section One. The Village Council hereby finds and determines that the Companies are qualified by financial responsibility and business experience to create and preserve employment opportunities in the Enterprise Zone, and to improve the economic climate of the village, and

hereby finds and determines that the aforesaid Proposal complies with the requirements of the act and is satisfactory to the Village, and which Proposal is hereby approved.

Section Two. The Village Council hereby confirms and ratifies the Village's agreement to approve real estate and personal property tax exemptions for said project pursuant to the Enterprise Zone Program, and confirms, ratifies and approves the execution by the Mayor of an Enterprise Zone Agreement effective as of April 24, 2000 and providing for 100% real and tangible personal property tax exemptions for 10 years, substantially in accordance with the form of the agreement on file with the Clerk of the Village Council and marked with the same number as this Ordinance and marked as Exhibit A.

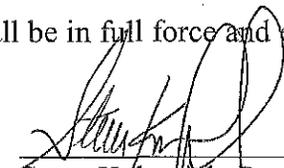
Section Three. This Village Council hereby finds and determines that the real and personal property tax exemptions requested by the Companies for said Project meet the requirements of the Act, and the Village Council hereby approves an Agreement providing for the Project, and for the granting by the Village of the requested real and personal property tax exemption, and said Agreement shall be substantially in the form of the Agreement attached hereto as Exhibit A, and with such revisions and additional terms and conditions as may be required and as are consistent with the requirements of the Act, and are approved by the Village Solicitor; and this Council hereby authorizes and directs the Mayor to executive this Agreement on behalf of the Village and with the Company, and to forward said Agreement to the Muskingum County Commissioners for their approval.

Section Four. This Council hereby authorizes and directs the Mayor and village Solicitor to take such additional steps, and provide such information and certifications, as is necessary and appropriate to carry out and implement the terms and conditions of the aforesaid Agreement, and the requirements and policies of the Act.

Section Five. This Council finds and determines that all formal actions of the Council concerning and relating to passage of this Ordinance were taken in open meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in those formal actions were taken in meetings open to the public in accordance with the law.

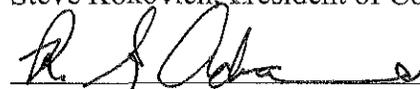
Section Six. Wherefore, this ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: April 24, 2000



Steve Kokovich, President of Council

APPROVED: April 24, 2000



R. Gregory Adams, Mayor

ATTEST: 

Sue McKinney, Clerk Treasurer