

**RESOLUTION NO.:** 2018-R46  
**SPONSOR:** MAYOR NEUGEBAUER  
**INTRODUCED:** MAY 22, 2018      **ASSIGNED TO:** PLANNING

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO ADDENDUM NO. 1 TO A COMMUNITY REINVESTMENT AREA AGREEMENT WITH SECO MACHINE, INC., FOR THE CONSTRUCTION OF A NEW 100,000 SQUARE FOOT BUILDING AT THE INTERSECTION OF MAYFAIR AND GREENSBURG ROADS, AND DECLARING AN EMERGENCY.**

WHEREAS, Green City Council, by Ordinance 2003-02, amended by Ordinance 2004-11, Ordinance 2006-01, and 2009-19, designated the boundaries of a "Community Reinvestment Area" ("CRA") pursuant to Chapter 3735 of the Ohio Revised Code; and

WHEREAS, the City of Green previously entered into a Community Reinvestment Area Agreement ("Agreement") with Seco Machine, Inc. and Lawr Realty, Ltd. on or around October 5, 2016, approved by City Council by Resolution R35-16; and

WHEREAS, the parties desire to amend the Agreement to reflect the new owner of the building as BPG North Canton 1 LLC; and

WHEREAS, the parties also desire to amend the exemption years, to reflect estimated completion of construction.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:**

**SECTION ONE:**

The Mayor is hereby authorized to enter into an Amended Agreement as evidenced by Exhibit A and attached hereto, which acknowledges that BPG North Canton 1 LLC is now the new owner of the real property.

**SECTION TWO:**

The exemption for real property improvements shall begin with first year the property is taxable, which is estimated to be Tax Year 2019/Collection Year 2020 and extend 15 years.

**SECTION THREE:**

That any and all terms, conditions and obligations of the original Agreement dated October 5, 2016, not specifically modified by Exhibit "A", shall continue to apply.

**SECTION FOUR:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety, and welfare of the citizens of Green and for the further reason that it is necessary for the construction to move forward immediately. Provided that this legislation receives the affirmative vote of three-fourths ( $\frac{3}{4}$ ths) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

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ADOPTED: July 10, 2018

Nichole Baldinger  
Nichole Baldinger, Clerk of Council, Interim

Chris Humphrey  
Chris Humphrey, Council President

APPROVED: July 10, 2018

Gerard M. Neugebauer  
Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: July 10, 2018

ON ROLL CALL: Babbitt Aye Dyer Aye  
Speight Aye Yeargin Aye

Humphrey Aye Shaughnessy Aye  
Young Aye Adopted 7-0

Suburbanite publication on July 13, 2018 and July 20, 2018

Nichole Baldinger  
Nichole Baldinger, Clerk of Council, Interim

05/11/2018 Approved as to form and content by William G. Chris, Director of Law, Interim

William G. Chris

## **ADDENDUM #1 TO A COMMUNITY REINVESTMENT AREA AGREEMENT**

This Addendum ("Addendum") is made between the City of Green, Seco Machine, Inc. and BPG North Canton 1 LLC.

WHEREAS, the City of Green previously entered into a Community Reinvestment Area Agreement ("Agreement") with Seco Machine, Inc. and Lawr Realty, Ltd. on or around October 5, 2016; and

WHEREAS, the parties desire to amend the Agreement to reflect the new owner of the building as BPG North Canton 1 LLC; and

WHEREAS, the parties also desire to amend the exemption years, to reflect estimated completion of construction.

1. City of Green, Seco Machine, Inc. and Lawr Realty, Ltd. agree BPG North Canton 1 LLC is now the legal owner of the property, and agree to comply with and perform all acts required under the Agreement and Addendums.
2. The exemption for real property improvements shall begin with first year the property is taxable, which is estimated to be Tax Year 2019/Collection Year 2020 and extend 15 years.
3. The parties further agree that any and all other terms, conditions and obligations of the original Agreement dated October 5, 2016 and all subsequent Addendums shall continue to apply.

The parties have executed this Addendum effective this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

### **CITY OF GREEN:**

\_\_\_\_\_  
By: Gerard M. Neugebauer, its Mayor

Date: \_\_\_\_\_

### **Approved as to form:**

\_\_\_\_\_  
William G. Chris, Law Director, Interim

Date: \_\_\_\_\_

### **Seco Machine, Inc.:**

\_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_

### **BPG North Canton 1 LLC:**

\_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_