

**RESOLUTION NO. 014-17R**

**A RESOLUTION AUTHORIZING THE ELIMINATION OF THE ENTERPRISE ZONE TAX ABATEMENT NEGOTIATING BOARD AND THE TAX INCENTIVE NEGOTIATING COMMITTEE; AND DECLARING THAT THIS ORDINANCE SHALL TAKE EFFECT UNDER SUSPENSION OF THE RULES AS CONTAINED IN AND IN ACCORDANCE WITH SECTION 13 OF THE CITY CHARTER.**

**WHEREAS**, on February 6, 1989, the City Commission passed Resolution No. 011-89R designating enterprise zones and requesting the Board of County Commissions to delegate to the City the authority to negotiate enterprise zone abatement agreements and incorporated guidelines into the Enterprise Zone Program which outlined the composition, term, and duties of the Enterprise Zone Tax Abatement Negotiating Board; and

**WHEREAS**, this City Commission by Ordinance No. 05-183 enacted on December 27, 2005, voted to establish a Full Authority Enterprise Zone pursuant to the Ohio Revised Code Section 5709.62 and agreed to appoint the members of the Tax Incentive Review Council pursuant to the Ohio Revised Code 5709.85 within sixty (60) days after the State of Ohio Director of Development certifies the Enterprise Zone; and

**WHEREAS**, the Director of Development certified the proposed zone meets the necessary characteristics of the pertinent sections of the Ohio Revised Code and as such is a distress based (full authority) enterprise zone by letter dated April 19, 2006, and new Chapter 185 (Tax Incentive Review Council) of the Codified Ordinances of the City of Sandusky was adopted by Ordinance No. 06-055, passed on June 26, 2006; and

**WHEREAS**, the Enterprise Zone Tax Abatement Negotiating Board was replaced by the Tax Incentive Review Council (TIRC) and an informal Tax Incentive Negotiating Committee (TINC) currently being utilized by Staff will be eliminated and replaced by the the Tax Incentive Review Council (TIRC); and

**WHEREAS**, it is the desire of Staff to formally eliminate the Enterprise Zone Tax Abatement Negotiating Board and the Tax Incentive Negotiating Committee (TINC); and

**WHEREAS**, in that it is deemed necessary in order to provide for the immediate preservation of the public peace, property, health, and safety of the City of Sandusky, Ohio, and its citizens, and to provide for the efficient daily operation of Municipal Departments of the City of Sandusky, Ohio and, NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SANDUSKY, OHIO, THAT:

Section 1. This City Commission authorizes the elimination of the Enterprise Zone Tax Abatement Negotiating Board and the Tax Incentive Negotiating Committee (TINC).


Section 2. If any section, phrase, sentence, or portion of this Resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the

**PAGE 2 - RESOLUTION NO. 014-17R**

validity of the remaining portions thereof.

Section 3. This City Commission finds and determines that all formal actions of this City Commission concerning and relating to the passage of this Resolution were taken in an open meeting of this City Commission and that all deliberations of this City Commission and of any of its committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 4. That for the reasons set forth in the preamble hereto, this Ordinance shall take effect under suspension of the rules as contained in and in accordance with Section 13 of the City Charter after its adoption and due authentication by the President and the Clerk of The City Commission.

  
\_\_\_\_\_  
DENNIS E. MURRAY, JR.  
PRESIDENT OF THE CITY COMMISSION

ATTEST:

  
\_\_\_\_\_  
KELLY L. KRESSER  
CLERK OF THE CITY COMMISSION

Passed: February 27, 2017 (effective after 30 days)