

RESOLUTION NO. 2009-300

SPONSOR Mr. Pry

DATE August 24, 2009

COMMITTEE Planning

A Resolution accepting the recommendations of the Tax Incentive Review Council (“TIRC”) regarding numerous enterprise zone agreements within the County of Summit, for the Executive’s Department of Community and Economic Development, and declaring an emergency.

WHEREAS, the County of Summit, with the consent of several townships and municipalities within the County, have designated certain areas within those townships and municipalities as enterprise zones, pursuant to Ohio Revised Code §5709.61 through §5709.69; and

WHEREAS, the purpose of said enterprise zones is to provide these townships and municipalities with an effective tool for managing and guiding economic development by enhancing the tax base, by encouraging and sustaining long term investment in these communities, by enhancing the quality of life, and by preserving existing business and attracting new business; and

WHEREAS, the County of Summit has previously entered into several enterprise zone agreements with various businesses for the abatement of portions of the businesses’ real property and/or tangible personal property taxes as incentives for the businesses to invest in the communities; and

WHEREAS, Ohio Revised Code §5709.85 requires a County that enters into an enterprise zone agreement to appoint a TIRC to review each enterprise zone agreement, to review each business’s compliance with each agreement, and to make a recommendation to continue, modify or terminate each agreement; and

WHEREAS, the duly appointed TIRC for the enterprise zones located in Summit County met on 6/9/09, 6/11/09 and 6/16/09, reviewed each enterprise zone agreement, reviewed each business’s compliance with each agreement, and made certain recommendations to either continue, modify or terminate said agreements; and

WHEREAS, pursuant to Ohio Revised Code §5709.85, the Council of the County of Summit is required to either accept, reject or modify all or any portion of the recommendations of the TIRC; and

WHEREAS, this Council has determined by reviewing all pertinent information that it is necessary and in the best interest of the County of Summit to accept the recommendations of the TIRC regarding numerous enterprise zone agreements within the County of Summit;

NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State of Ohio, that:

SECTION 1

The Council hereby accepts the recommendation of the TIRC that the following enterprise zone agreements be continued because the businesses have fully met all of the requirements of the enterprise zone agreements:

<u>Company</u>	<u>Community</u>	<u>Motion</u>
Commercial Alloy 2000	Twinsburg Twp	continue
Maval	Twinsburg Twp	continue
Mirka Abrasives	Twinsburg Twp	continue
Schaffer Grinding	Twinsburg Twp	continue
Technoform	Twinsburg Twp	continue
U.S. Foodservice	Twinsburg Twp	continue
Contractors Steel	Twinsburg Twp	continue
Daimler Chrysler 1999	Twinsburg City	continue
Daimler Chrysler 2000	Twinsburg City	continue
ASC Industries	City of Green	continue
Harry London Candies 2	City of Green	continue
Prout LLC	City of Green	continue
Diebold & Interbold Tabs	City of Green	continue
PPG Industries I	City of Barberton	continue
PPG Industries II	City of Barberton	continue
Rubbermaid 2002	Mogadore	continue
AnSCO Machine 2001	Cuyahoga Falls	continue
AnSCO Machine 2005	Cuyahoga Falls	continue
Gojo Industries	Cuyahoga Falls	continue
Alro Steel	Cuyahoga Falls	continue
Printing Concepts Inc.	Stow	continue
Waddell Manufacturing	Stow	continue
Wrayco	Stow	continue

SECTION 2

The Council hereby accepts the recommendation of the TIRC that the following enterprise zone agreements be continued although the businesses have not fully met all of the requirements of the enterprise zone agreements because the continuance of the agreements is economically beneficial for the residents of the County and municipality or township involved:

<u>Company</u>	<u>Community</u>	<u>Motion</u>
Alltran Inc.	City of Hudson	continue
Graco	City of Macedonia	continue
Coca Cola Enterprises	Twinsburg Twp	continue
Ceia USA	Twinsburg City	continue
GED Integrated Solutions	Twinsburg City	continue
Hitachi	Twinsburg City	continue
MC Mold & Machine	City of Tallmadge	continue
Steere Enterprises	City of Tallmadge	continue
Waltco	City of Tallmadge	continue
Americhem	Cuyahoga Falls	continue
Decker Fasteners 2003	Cuyahoga Falls	continue
SGS Tool Company	Cuyahoga Falls	continue
National Machine	City of Stow	continue
Sadler Corp.	City of Stow	continue

SECTION 3

The Council hereby accepts the recommendation of the TIRC that the following enterprise zone agreement be terminated, pursuant to Section 9 of said agreement, due to the company's failure to fulfill its obligations by not constructing the facility described in the agreement. Furthermore, the City of Barberton has, with the consent of the company, enacted legislation to terminate the enterprise zone agreement:

<u>Company</u>	<u>Community</u>	<u>Motion</u>
ECS Tuning	City of Barberton	terminate

SECTION 4

The Council hereby accepts the recommendation of the TIRC that the following enterprise zone agreement be terminated, pursuant to Section 13 of said agreement, due to the company's failure to fulfill its obligations by not constructing the facility described in the agreement. Furthermore, the City of Green has, with the consent of the company, enacted legislation to terminate the enterprise zone agreement:

<u>Company</u>	<u>Community</u>	<u>Recommendation</u>
Best Mold & Manufacturing	City of Green	terminate

SECTION 5

The Council hereby accepts the recommendation of the TIRC that the following enterprise zone agreement be terminated, pursuant to Section 11 of the said agreement, due to the company's failure to fulfill its obligations by closing its facility described in the agreement. Furthermore, the City of New Franklin has enacted legislation to terminate the enterprise zone agreement:

<u>Company</u>	<u>Community</u>	<u>Motion</u>
Manchester Tool	City of New Franklin	terminate

SECTION 6

The Council hereby accepts the recommendation of the TIRC that the following enterprise zone agreement be terminated, pursuant to Section 10 of the said agreement, due to the company's failure to fulfill its obligations by closing its facility described in the agreement. Furthermore, the Stow has enacted legislation to terminate the enterprise zone agreement:

<u>Company</u>	<u>Community</u>	<u>Motion</u>
F.R. Gross Inc.	City of Stow	terminate

SECTION 7

This Resolution is declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further reason to immediately accept the above recommendations in a timely manner to immediately allow the continuance of all appropriate enterprise zone agreements and to immediately allow the termination of the appropriate enterprise zone agreements.

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SECTION 8

Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise it shall take effect and be in force at the earliest time provided by law.

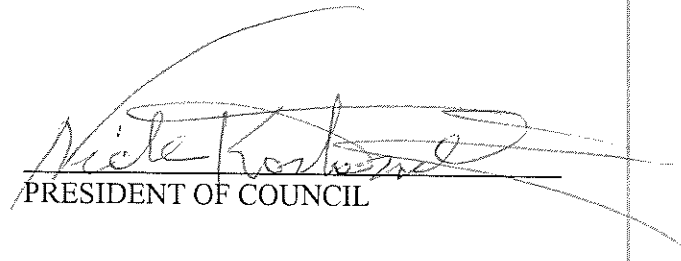
SECTION 9

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including section 121.22 of the Ohio Revised Code.

INTRODUCED August 10, 2009

ADOPTED August 24, 2009


CLERK OF COUNCIL


PRESIDENT OF COUNCIL

APPROVED August 24, 2009


EXECUTIVE

ENACTED EFFECTIVE August 24, 2009

Voice Vote: 11-0 YES: Comunale, Crawford, Crossland, Feeman, Kostandaras
Poda, Prentice, Rodgers, Schmidt, Shapiro, Smith