



## Legislation Text

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AN ORDINANCE AMENDING ORDINANCE NO. 990164, PASSED BY THE CITY ON AUGUST 16, 1999 AND ORDINANCE NO. 990427 PASSED BY THE CITY ON SEPTEMBER 20, 1999; RATIFYING AN INFRASTRUCTURE AGREEMENT INCLUDED IN THE PRIOR LEGISLATION; TO AUTHORIZE THE MAYOR TO ENTER INTO ADDENDUM TO INFRASTRUCTURE AGREEMENT; AND TO DECLARE AN EMERGENCY

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WHEREAS, it has been and is in the best interests of the City to designate certain areas for commercial and other business development; and

WHEREAS, in furtherance of the City's objectives and utilizing the powers conferred by the Ohio Revised Code, the City by Ordinance 990427, passed September 20, 1999 designated an area within the City as the Eastgate Industrial Center TIF District; and

WHEREAS, to facilitate the development of projects within that TIF District, the City approved and entered into the Infrastructure Agreement (Eastgate Industrial Park Improvements) dated December 30, 1999 with Pizzuti Properties/Eastgate Limited to provide for the construction of certain of public infrastructure improvements; and

WHEREAS, the Agreement originally provided that the City would be obligated to pay for the costs of those public infrastructure improvements in an amount not to exceed \$2,630,950; and

WHEREAS, this Council now finds that additional public infrastructure improvements including, but not limited to the widening of Taylor Road at its intersection with Eastgate Drive, together with all necessary appurtenances are necessary to facilitate development within the TIF District and has determined to authorize the payment of additional monies in an amount not to exceed \$269,050 for the payment of those additional public improvements and to authorize the execution of any necessary and related agreements; and

WHEREAS, ORD-0120-2002 has supplementally appropriated the necessary funds to pay for these additional public improvements; and

WHEREAS, it is necessary to ratify the Infrastructure Agreement signed December 30, 1999 and originally approved by Ordinance 990427, passed September 20, 1999; and

WHEREAS, in order to approve the funding that has already been appropriated and so that the public infrastructure improvements may be constructed as quickly as possible, thereby enhancing traffic safety and all for the public peace, health, safety and welfare;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Gahanna, County of Franklin, State of Ohio, that:

Section 1. That the Infrastructure Agreement (Eastgate Industrial Park Improvements) referenced in Ordinance No. 990164 passed August 16, 1999 and Ordinance No. 990417, passed September 20, 1999, and attached hereto as

EXHIBIT A is hereby ratified.

Section 3. That the Mayor is hereby authorized to enter into Infrastructure Agreement Amendment No. 1 (Eastgate Industrial Park Improvements), said amendment attached hereto as EXHIBIT B.

Section 3. That, for the reasons set forth in the preamble hereinabove, this ordinance is declared emergency legislation and shall be in full force and effect after passage by this Council and on date of signature approval by the Mayor.