

## RESOLUTION NO. 08, 2022

**A RESOLUTION CONSENTING TO THE EXECUTION OF AN AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF HAMILTON COUNTY, OHIO AND BASF/COGNIS. PROVIDING FOR THE ADOPTION OF A PROJECT WHICH WILL EXPAND A BUSINESS IN THE VILLAGE OF ST. BERNARD AND CREATE EMPLOYMENT OPPORTUNITIES WITHIN AN ENTERPRISE ZONE OF HAMILTON COUNTY AND DECLARING IT AN EMERGENCY**



ORIGINAL

**WHEREAS**, the Council of the City of St. Bernard has, on October 11, 1994, by Ordinance No. 51-1994, consented to the establishment of an Enterprise Zone, known as the St. Bernard/Elmwood Place Enterprise Zone, by the Board of County Commissioners of Hamilton County, Ohio, as authorized by Section 5709 of the Ohio Revised Code; and

**WHEREAS**, on January 11, 1995, the Board of County Commissioners of Hamilton County, Ohio did duly establish such a zone; and

**WHEREAS**, on February 16, 1995 the Director of Development of the State of Ohio certified the area designated by this Council and the Board of County Commissioners of Hamilton County, Ohio as an Urban Jobs and Enterprise Zone pursuant to Section 5709.63 (A) of the Ohio Revised Code; and

**WHEREAS**, BASF/Cognis now proposes a project which will create investment and employment opportunities in the enterprise zone; now therefore

**BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF ST. BERNARD, STATE OF OHIO:**

**SECTION 1.** That Council hereby gives its consent for the Board of County Commissioners of Hamilton County, Ohio, to enter into an enterprise zone agreement with BASF/Cognis outlining details of its proposed \$70,454,000 investment in its St. Bernard manufacturing facility – a draft of which is attached to this Resolution as Exhibit A.

**SECTION 2.** That Council hereby gives its consent to a tax exemption for real property improvements made to the Project site to BASF and Cognis pursuant to O.R.C. Section 5709.63. The exemption shall be in the amount of seventy five percent (75%) for a ten (10) year period on the \$45,848,000 of new construction at the project site.

**SECTION 3.** That the Village of St. Bernard shall compensate the St. Bernard/Elmwood Place Local School District if the payroll for the new jobs associated with this project meets or exceeds One Million Dollars (\$1,000,000.00) in any year during the term of this agreement, pursuant to Section 5709.82 of the Ohio Revised Code.

**Section 4.** This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare and safety. The reason for the emergency is to supplement the Village's current practices and establish by "rule" a reasonable method for giving notice of meetings in accordance with Ohio's public meeting law. Therefore, this resolution shall take effect immediately by and upon its passage, and the approval of two-thirds of the members of said Council. However, this resolution shall take effect on the earliest date provided by law if approved by no more than the majority of the members of Council and in that event the emergency provisions herein are set at naught.

Passed this 17<sup>th</sup> day of November, 2022.

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Steve Asbach  
President of Council

ATTEST:

Caroline Stegman  
Clerk of Council

Approved this 17<sup>th</sup> day of November, 2022.

[Signature]  
Mayor

I, CAROLINE STEGMAN, CLERK OF COUNCIL, VILLAGE OF ST. BERNARD, STATE OF OHIO, DO HEREBY testify that the publication of Resolution No. 08, 2022, was made by posting true copies of the same in the most public places designated by Council: City Hall, Vine Street and Washington Avenue; for a period of fifteen (15) days or more commencing November 17<sup>th</sup>, 2022.

ATTEST: e Caroline Stegman DATE November 17<sup>th</sup> 2022  
Clerk of Council

Approved as to form Simon S. Selinsky Wald Date 17 Nov 2022  
Director of Law

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