

ORDINANCE NO. 53-25

AN ORDINANCE APPROVING THE NINTH AMENDMENT TO THE CITY OF MEDINA -- MONTVILLE TOWNSHIP JOINT ECONOMIC DEVELOPMENT DISTRICT AND ANNEXATION CONTRACT TO ADD TERRITORY TO THE DISTRICT, AND REPEALING ORDINANCE NO. 42-25, PASSED FEBRUARY 24, 2025 AND DECLARING AN EMERGENCY.

WHEREAS: As of December 14, 2009, the City of Medina and the Township of Montville, Medina County, Ohio (the "Contracting Parties") entered into the City of Medina-Montville Township Joint Economic Development District and Annexation Contract ("JEDD Contract"), approved by Medina City Ordinance No. 182-09 and Resolution No. 120809.01 of the Montville Township Board of Trustees, creating the City of Medina — Montville Township Joint Economic Development District;

WHEREAS: The JEDD Contract was entered into pursuant to Ohio Revised Code Section 715.72 through 715.83;

WHEREAS: The Contracting Parties now wish to amend the JEDD Contract to add territory to the District, which territory is located within the expansion area of the JEDD;

WHEREAS: This Amendment is enacted pursuant to Section 5.2 of the JEDD Contract and Ohio Revised Code Section 715.72;

WHEREAS: Prior to the passage of this Ordinance, this Council held a public hearing regarding the addition of the territory to the District.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEDINA, OHIO, THAT:

SEC. 1: The Mayor is authorized and directed to enter into the Ninth Amendment to the City of Medina - Montville Township Joint Economic Development District and Annexation Contract, a copy of which Amendment is attached hereto as Exhibit "A" and incorporated herein fully as if by reference, in order to add a parcel of land to the District which is located within the expansion area of the JEDD.

SEC. 2: That Ordinance No. 42-25, passed February 24, 2025 is hereby repealed.

SEC. 3: It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.

SEC. 4: That this Ordinance shall be considered an emergency measure necessary for the immediate preservation of the public peace, health and safety, and for the further reason to not delay the project; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and signature by the Mayor.

PASSED: March 10, 2025

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: March 11, 2025

SIGNED: Dennis Hanwell
Mayor

NINTH AMENDMENT TO CITY OF MEDINA-MONTVILLE TOWNSHIP
JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT
ADDING TERRITORY TO THE DISTRICT

WHEREAS, the City of Medina (the "City") and Montville Township (the "Township") entered into a Joint Economic Development District and Annexation Contract (the "Contract") as of December 14, 2009;

WHEREAS, Section 5.2 of the Contract provides for an "expansion area" which is defined as an area depicted on Exhibit A-2 of the JEDD Contract;

WHEREAS, the District has received a Petition from the sole owner of the vacant commercially-zoned property to be included within the JEDD;

WHEREAS, the Petition is attached hereto as Exhibit A and incorporated herein fully as if by reference;

WHEREAS, Revised Code Section 715.72 sets forth the process for adding territory to an existing JEDD;

WHEREAS, the JEDD Board, at its meeting of Nov. 25, 2024, recommended the addition of the petitioned-for area within the District;

WHEREAS, the area proposed for expansion of the JEDD meets the criteria of Revised Code Section 715.72 for acceptance of a parcel from an expanded area of the JEDD;

WHEREAS, a public hearing was held before the legislative authority of the City on Feb. 24th, 2025, and before the legislative authority of the Township on _____, 2025;

WHEREAS, prior to the public hearings, the following documents were made available for public inspection in the office of the Clerk of the legislative authority of the municipal corporation and the office of the Fiscal Officer of the Township:

- A. A signed copy of the Contract creating the District and the proposed Amendment;
- B. A description of the area to be included in the District, including a map of sufficient detail to note the specific boundaries of the area or areas and to indicate any zoning restrictions applicable to the areas; and
- C. The economic development plan described in Section 715.72 of the Revised Code;

WHEREAS, prior to the approval of this Amendment, each Contracting Party has delivered a copy of the proposed Amendment to the legislative authority of the County in which the Contracting Party is located.

NOW, THEREFORE, in consideration of the mutual promises and covenants set forth in this Contract, the Township and the City agree that the Contract shall be amended as follows:

- A. That the territory included within the Petition attached hereto as Exhibit A shall become a part of the District.
- B. The effective date of this Amendment shall be March 11, 2025.

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IN WITNESS WHEREOF, the Township and the City have caused this Ninth Amendment to the Contract to be duly signed in their respective names by their duly authorized officers as of the date hereinbefore written.

TOWNSHIP OF MONTVILLE

By: _____
Trustee – Chairman

By: _____
Trustee – Vice Chairman

By: _____
Trustee

CITY OF MEDINA

By: Dennis Hanwell
Dennis Hanwell, Mayor

APPROVED AS TO LEGAL FORM:

By: _____
Attorney for Montville Township

By: _____
Gregory A. Huber, Law Director
City of Medina