

CITY OF FOSTORIA, OHIO

Ordinance No.: 2020 - \_\_\_\_\_  
Introduced by: \_\_\_\_\_  
Requested by: Revolving Loan Fund (240) Board

AN ORDINANCE

To approve a loan from the Revolving Loan Fund (Fund 240 (UDAG funds)—Community environment/Community Development/Contractual Services) to Ohio Logistics IV, LLC in the sum of \$500,000.00, which does not consist of monies generated by income tax nor property tax, appropriating said loan, dispersing funds, and declaring an emergency to exist

WHEREAS, on January 23, 2020 the Revolving Loan Fund Board approved a loan from the RLF UDAG fund (fund 240) to Ohio Logistics IV, LLC in the principal sum of \$500,000.00 to be repaid at 2.85% interest per annum for a ten-year period, with interest-only payments for the first year; and,

WHEREAS, the Revolving Loan Fund Board requested legislation of the Department of Law on January 28, 2020 for the purpose of approving and distributing the loan; and,

WHEREAS, the purpose of the said loan is to foster economic development, and **does not consist of monies generated by income tax nor property tax**; and,

WHEREAS, the Council of the City of Fostoria, Ohio desires to approve the loan, authorize an appropriation from the same, and disbursement of monies from fund 240 (UDAG); and,

WHEREAS, the application for said loan is on file at the offices of the Fostoria Economic Development Corporation.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Fostoria, Seneca, Hancock, and Wood Counties, Ohio:

SECTION 1. That a loan in the sum of \$500,000.00 from the Revolving Loan Fund (Fund 240 (UDAG)—Community environment/Community Development/Contractual Services) to Ohio Logistics IV, LLC, as approved by the Revolving Loan Fund Board on January 23, 2020, is hereby approved, and shall be appropriated and paid from City fund 240, and funds are hereby to be disbursed from fund 240 by the Director of Finance.

SECTION 2. As a condition of this loan, the Council requires that Ohio Logistics IV, LLC provide a guarantee.

SECTION 3. The Director of Law is exclusively empowered to prepare a loan Agreement, Note, and Guarantee relating to this loan.

SECTION 4. The Director of Finance is hereby authorized, directed and empowered to take all legal and necessary action to make the said loan, to disburse the same, and to update the Chart of Accounts.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption 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 actions were in meetings open to the public, and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 6. This ordinance is hereby declared to be an emergency necessary for the immediate preservation of the public health, welfare and safety, and for the further reason that the loan is made with the intention of fostering economic development.

THEREFORE, upon the affirmative vote of two-thirds (2/3) of all members elected to Council, and signature by the Mayor, this ordinance shall go into immediate force and effect.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Steve Kauffman, President of Council

ATTEST:

\_\_\_\_\_  
Tamara L. Drake, Clerk of Council

Filed with me and approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Eric J. Keckler, Mayor