

August 26, 2021

The Clark-Shawnee Local Board of Education met in a special session on August 26, 2021, at Shawnee Elementary School, 1841 East Possum Road. The meeting was called to order at 6:04 p.m. by President Pierce. Those answering the roll by Mr. Faulkner:

- Mr. Galbreath
- Mrs. Garrett
- Mrs. Pierce
- Dr. Page
- Mr. DeHart

Also present: Mr. Brian Kuhn, Superintendent
Mr. Brian Masser, Asst. Superintendent

All stood and recited the Pledge of Allegiance.

ACCEPTANCE OF THE AGENDA WITH CORRECTIONS (2021 - 1186)

Mr. DeHart moved to accept the agenda.

Mr. Galbreath Seconded the motion.
Ayes: Garrett, Pierce, Page, DeHart, Galbreath.
The President declared the motion carried.

REQUESTS AND CONCERNS OF THE GENERAL PUBLIC

Mary Gochenour	Return to School
Stephanie Cummings	Return to School
Kelli Galbreath	Return to School
Lindsay Stevens	Return to School
Horton Hobbs	Enterprise Zone
Tom Franzen	Enterprise Zone
Johnny Sweeney	Enterprise Zone
Taylor Elkins	Masks
Maria Helg	Masks

RESIGNATIONS (2021-1187)

Mrs. Garrett moved to approve the following:

To accept Ms. Cori Owens, Tutor, letter of resignation effective August 18, 2021.

Dr. Page Seconded the motion.

Ayes: Pierce, Page, DeHart, Galbreath, Garrett.

The President declared the motion carried.

EMPLOYMENT (2021-1188)

Mrs. Garrett moved to approve the following:

Certified

To approve Mrs. Kari Cooper as Long-Term Substitute Physical Education teacher effective August 20, 2021 through December 17, 2021.

Support Staff

To approve Mrs. Christina Martin as Long-Term Substitute Cook for the 2021-2022 school year.

Dr. Page Seconded the motion.

Ayes: Page, DeHart, Galbreath, Garrett, Pierce.

The President declared the motion carried.

RESOLUTION OF CONDITIONAL APPROVAL OF ENTERPRISE ZONE AGREEMENT BETWEEN CITY OF SPRINGFIELD AND NP SPRINGFIELD INDUSTRIAL, LLC. (2021-1189)

Mr. Galbreath moved to approve the following:

WHEREAS, the Springfield City Commission (“City”), by Ordinance No. 90-228, adopted April 24, 1990, designated an area of the City as an “Urban Job and Enterprise Zone” pursuant to Ohio Revised Code Chapter 5709; and

WHEREAS, the Director of Development of the State of Ohio determined that the so-designated area in Ordinance No. 90-228 contains the characteristics set forth in Ohio Revised Code Section 5709.61(A) and certified said area as an Enterprise Zone under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, the Springfield City Commission, by Ordinance No. 95-127, adopted April 4, 1995, sought to recertify the “Urban Jobs and Enterprise Zone” designed in Ordinance No. 90-228; and

WHEREAS, effective April 12, 1995, the Director of Development of the State of Ohio recertified said area as an Enterprise Zone under Chapter 5709 of the Ohio Revised Code having determined that the area designated by the Springfield City Commission in Ordinance No. 90-228 contains the characteristics set forth in Section 5709.61(A) of the Ohio Revised Code; and

WHEREAS, the Springfield City Commission, by Ordinance No. 13-42, adopted February 5, 2013, designated an expanded area as an “Urban Jobs and Enterprise Zone” pursuant to Chapter 5709 of the Ohio Revised Code; and

WHEREAS, the Director of Development of the State of Ohio determined that the so-designated area in Ordinance No. 13-42 contains the characteristics set forth in Ohio Revised Code Section 5709.61(A) and certified said area as an Enterprise Zone under Chapter 5709 of the Ohio Revised Code; and

WHEREAS, the City has encouraged the development of real property and the acquisition of personal property located in the areas designated as the Enterprise Zone; and

WHEREAS, NP Springfield Industrial, LLC filed an application with the City on August 5, 2021, for an exemption from real property taxation for the following project: purchase of approximately 100 acres of vacant land and construction, equipping, and improvement of an approximately 870,000 square foot distribution facility, proposed site located at 1801-1030 Prime Parkway, Springfield, Ohio 45504 (the “Project”); and

WHEREAS, pursuant to the application filed by NP Springfield Industrial, LLC, filed with the City, for an exemption for the Project, NP Springfield Industrial, LLC, indicates that it will make proposed \$46,500,000 to \$48,000,000 total new project investment; and

WHEREAS, based upon the application submitted by NP Springfield Industrial, LLC, the City desires to grant to NP Springfield Industrial, LLC a fifteen year, 100% tax exemption for the Project (the “Tax Abatement”) pursuant to an Enterprise Zone Agreement to be entered into between the City of Springfield, NP Springfield Industrial, LLC and an unnamed intended lessee company (the “EZ Agreement”); and

WHEREAS, the Enterprise Zone is located in the territory of the Clark-Shawnee Local School District (the “School District”); and

WHEREAS, pursuant to Ohio Revised Code Section 5709.62, the City has the authority to provide, and is desirous of so providing, NP Springfield Industrial, LLC with the requested Tax Abatement to induce the Project; and

WHEREAS, the City is required to obtain approval of the Enterprise Zone Agreement by the Clark-Shawnee Local School District Board of Education (“Board”), pursuant to Ohio Revised Code Sections 5709.62 and 5709.83 namely that 100% of the

taxes on the Property, defined below, will be exempted from taxation under the EZ Agreement; and

WHEREAS, the City provided the Board with notice of the proposed EZ Agreement on August 9, 2021; and

WHEREAS, in order for the City to enter into the EZ Agreement with NP Springfield Industrial, LLC, the School District, through a resolution duly adopted by its Board, must approve the EZ Agreement, and as part of the approval process, pursuant to Ohio Revised Code Section 5709.62, the School District may include in the resolution conditions under which the board would approve the agreement, including the execution of an agreement to compensate the school district under division (B) of section 5709.82 of the Revised Code;

NOW, THEREFORE, BE IT RESOLVED, by the Clark-Shawnee Local School District Board of Education ("Board") as follows:

Section 1. The Board hereby approves the Tax Abatement to be provided by the City of Springfield to NP Springfield Industrial, LLC under the proposed EZ Agreement, which EZ Agreement shall be in substantially the form previously received by the School District and which is now on file with the Board. Such approval being subject to the following conditions: that NP Springfield Industrial, LLC enters into a compensation agreement with the School District to address foregone revenues under the EZ Agreement;

Section 2. The Board authorizes and directs the Treasurer to certify a copy of this Resolution to the City Manager and Law Director and otherwise to provide such information or certificates, and for the Superintendent and Treasurer to enter into such instruments from time to time, as are necessary and appropriate to carry out the aforesaid approvals of the Board and to carry out the terms of the EZ Agreement;

Section 3. This Board hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board, in full compliance with applicable legal requirements, including Section 121.22, Ohio Revised Code.

Section 4. This resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board, which may be inconsistent or duplicative with the provisions of this resolution.

Mr. DeHart Seconded the motion.

Ayes: DeHart, Galbreath, Garrett, Pierce.

Nays: Page.

The President declared the motion carried.

ADJOURNMENT

Mr. Galbreath moved to adjourn the meeting at 8:01 p.m.

Mrs. Garrett Seconded the motion.

Ayes: Galbreath, Garrett, Pierce, Page, DeHart.

President

Treasurer