

**FAIRFIELD TOWNSHIP**  
**RESOLUTION NO. 23-27**

**RESOLUTION APPROVING THE THIRD AMENDMENT TO THE HAMILTON-INDIAN  
SPRINGS JOINT ECONOMIC DEVELOPMENT DISTRICT CONTRACT**

**WHEREAS**, The City of Hamilton (the "City") and Fairfield Township (the "Township") have negotiated and intend to enter into the Third Amendment to the Hamilton-Indian Springs Joint Economic Development District Contract in accordance with Sections 715.72 to 715.81 of the Ohio Revised Code for their mutual benefit, for the benefit of Butler County, and for the benefit of the State of Ohio; and

**WHEREAS**, the Third Amendment to the Joint Economic Development District will promote economic development in Fairfield Township, the City of Hamilton, Butler County, and the State of Ohio;

**NOW, THEREFORE, BE IT RESOLVED** by the Fairfield Township Board of Trustees, as follows:

**Section 1.** The Board finds and determines that (i) the Township held a public hearing concerning the Contract at 7:00 p.m. on February 14, 2023, in accordance with Section 715.75 of the Ohio Revised Code, (ii) thirty (30) days public notice of the time and place of that public hearing was provided in the Journal-News, a newspaper of general circulation in Butler County, Fairfield Township, and the City of Hamilton, (iii) during the thirty (30) day period prior to that public hearing a copy of the text of the Contract together with a description of the area or areas to be included in the District (including maps), and an Economic Development Plan, in accordance with Section 715.75(C) of the Ohio Revised Code were on file for public examination in the Office of the Fiscal Officer of Fairfield Township, (iv) minor modifications of the Contract have been made based upon public comment and recommendations made during the 30 days prior to the hearing and pursuant to the public hearing, and (v) the Contract is on file with the Fiscal Officer of Fairfield Township.

**Section 2.** The Board finds that in accordance with Ohio Revised Code Section 715.72 (L)(2), this Third Amendment is being passed by Resolution and is not being submitted to the electors of the Township. The Board approves the Contract now on file with the Fiscal Officer and authorizes the Township Administrator and the Law Director to sign the Contract and all other documents required in furtherance of the contract and/or establishment of said District.

**Section 3.** A copy of the text of the Contract and other documents referred to in Section 1 of this Resolution shall remain on file in the Office of the Fiscal Officer.

**Section 4.** The Township Administrator is authorized, on behalf of the Township, to file or cause to be filed, jointly with the City of Hamilton, with the legislative authority of Butler County, (i) a signed copy of the Contract, (ii) a description of the area or areas to be included in the District, including a map, (iii) the Economic Development Plan as described in Section 715.75(C), (iv) a certified copy of this Resolution, (v) a signed certificate from Fairfield Township that the public hearing has been held, the date of such hearing, and evidence of the publication of the notice of such hearing, (vi) a petition signed by the majority of the owners of the property located within the area or areas to be included in the District, and (vii) if applicable, a petition signed by the majority of the owners of businesses located within the area or areas to be included in the District.

**Section 5.** The Township Administrator is authorized to take such actions, or to cause such actions to be taken, on behalf of the Township, including, but not limited to, signing agreements or other instruments contemplated by the Contract or deemed necessary or appropriate by the Law Director, in order to achieve approval of the Contract within the City of Hamilton and to accomplish the purposes of this Resolution and the Contract.

**Section 6.** That it is found and determined that all formal actions of the Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Fairfield Township Trustees and that all deliberations of the Board that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

**Section 7.** This Board upon majority vote does hereby dispense with the requirement that this Resolution be read on two separate days, pursuant to Section 504.10 of the Ohio Revised Code and hereby authorizes the adoption of this Resolution upon its first reading.

**Section 8.** This Resolution shall be effective immediately on March 16, 2023, or on the earliest date allowed by law.

**BE IT FURTHER RESOLVED** that this resolution is the subject of the general authority granted to the Board of Trustees through the Ohio Revised Code and not the specific authority granted to the Board of Trustees through the status as a Limited Home Rule Township.

Adopted: February 14, 2023

**Board of Trustees**

Michael Berding: \_\_\_\_\_

Shannon Hartkemeyer: \_\_\_\_\_

Joe McAbee: \_\_\_\_\_

**Vote of Trustees**

yes

yes

yes

**AUTHENTICATION**

This is to certify that this is a resolution which was duly passed and filed with the Fairfield Township Fiscal Officer this 14<sup>th</sup> day of February, 2023.

**ATTEST:**

Shelly Schultz

Shelly Schultz, Fairfield Township Fiscal Officer

**APPROVED AS TO FORM:**

L.E. Barbieri

Lawrence E. Barbieri, Township Assistant Law Director