

**ORDINANCE 2016 - 85**

**AUTHORIZING AN ADDENDUM TO THE TECHNICAL RESOURCE CENTER RECRUITMENT AGREEMENT WITH TOP GUN SALES PERFORMANCE, INC. AND AUTHORIZING THE CITY MANAGER TO PROVIDE THAT ADDITIONAL FUNDS BE MADE AVAILABLE AND DECLARING AN EMERGENCY**

**WHEREAS**, pursuant to Ordinance 2012 – 13, Mason City Council has previously authorized that funds be made available with respect to a Technical Resource Center Recruitment Agreement with Top Gun Sales Performance, Inc.; and

**WHEREAS**, the parties now desire to make certain amendments to said Agreement; and

**WHEREAS**, as part of said amendments, the City of Mason intends to make additional funds available related to said Agreement.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Mason, Ohio, six members elected thereto concurring:

Section 1. That there is hereby appropriated the amount of \$500,000.00 for continued funding of the Technical Resource Center Recruitment Agreement previously authorized pursuant to Ordinance 2012 – 13.

Section 2. That the City Manager is hereby authorized to execute an Addendum to the Technical Resource Center Recruitment Agreement, as more specifically set forth in Exhibit A, attached hereto and incorporated herein by reference.

Section 3. That the City Manager is hereby authorized to make this additional \$500,000.00 of funds available to Top Gun upon execution of said Addendum in order to assist with the further expansion of growing companies in Mason, provide funds for the renovation and retrofitting of office space, leverage new investment, and create new jobs in the City, on the condition that said agreement provides for certain terms, including but not limited to the issuance of second mortgage on the subject property and the inclusion of a priority status lease option that allows the City the right to lease an identified amount of square feet of property or the right to the assignments of lease payments to these square feet of property for the benefit of the City of Mason on certain space in the subject property.

Section 4. That there is hereby appropriated from the General Fund, Community Development, an amount of \$500,000.00 to assist with the further expansion of growing companies in Mason, provide funds for the renovation and retrofitting of office space, leverage new investment, and create new jobs in the City.

Section 5. That the Finance Director is hereby authorized to expend the appropriated funds upon approval from the City Manager that the conditions set forth herein have been satisfactorily completed.

Section 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare and shall be effective immediately upon its passage. The reason for said declaration of emergency is the need to make the funds available and authorize all related actions at the earliest possible date.

Passed this 20<sup>th</sup> day of June, 2016.

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Mayor

Attest:

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Clerk of Council