



City of Ypsilanti

City Council

CITY OF ANN ARBOR
CITY CLERK
REC'D
2015 JAN 13 AM 9:07

January 8, 2015

Michigan Economic Development Corporation
Attn: Kristyn Blackmer, Buyer, Procurement Team
300 N. Washington Square
Lansing, MI 48913

Dear Ms. Blackmer,

Please find enclosed a certified copy of Resolution 2015-006, approving Amendment #1 to the Ann Arbor/Ypsilanti SmartZone Agreement between Michigan Economic Development Corporation, City of Ann Arbor, City of Ypsilanti, and the Local Development Finance Authority of the Cities of Ann Arbor and Ypsilanti, approved by the Ypsilanti City Council on January 6, 2015.

Should you have any questions or concerns, please contact the Ypsilanti City Clerk's office at (734) 483-1100.

Sincerely,

Frances McMullan
City Clerk

cc: John Barr, Attorney, City of Ypsilanti
Mary Fales, Assistant City Attorney, City of Ann Arbor
Carrie Leahy, Chair, Ann Arbor/Ypsilanti SmartZone LDFA
Jackie Beaudry, Clerk, City of Ann Arbor



Resolution No. 2015-006
January 6, 2015

RESOLUTION TO APPROVE AMENDMENT NO. 1 TO THE ANN ARBOR/YPSILANTI
SMARTZONE AGREEMENT BETWEEN MICHIGAN ECONOMIC DEVELOPMENT
CORPORATION, CITY OF ANN ARBOR, CITY OF YPSILANTI, AND THE LOCAL
DEVELOPMENT FINANCE AUTHORITY OF THE CITIES OF ANN ARBOR AND YPSILANTI

IT IS RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI that:

Whereas on November 25, 2002, the Michigan Economic Development Corporation ("MEDC"), the City of Ann Arbor, and the City of Ypsilanti (collectively the "Cities") and the Local Development Finance Authority of the Cities ("LDFA") entered into an agreement to establish the terms and conditions governing the Ann Arbor/Ypsilanti SmartZone ("Agreement"); and

Whereas under the terms of the Agreement, the Cities and the LDFA are required to obtain prior approval of the MEDC to amend the Ann Arbor/Ypsilanti SmartZone LDFA Development and Tax Increment Financing Plan; and

Whereas the Cities and the LDFA have previously approved application to the MEDC to extend the tax capture period of the LDFA by additional fifteen (15) years which required the Cities and the LDFA to enter into an agreement with a Satellite LDFA to designate the Satellite LDFA District as a SmartZone Satellite for the benefit of regional cooperation and collaboration, and to amend Development and Tax Increment Financing Plan for the LDFA to comply with Public Act 281 of 1986, as amended ("Public Act 281"); and

Whereas the Cities approved and entered into an agreement with Satellite LDFA to designate the Satellite LDFA District as a SmartZone Satellite, which designation has been filed with MEDC; and

Whereas, the Cities and the LDFA now desire to amend the Agreement with the MEDC to incorporate the rights and obligations of the parties in regard to the designation of the Satellite LDFA District as a Satellite SmartZone; and

Whereas, Amendment of the Agreement will:

- amend Section 3.01 to provide for an additional 15 year period on ratification by State Treasurer and approval of the President of the MEDC of the LDFA amended Development and Tax Increment Financing Plan
- amend Section 3.05 of the Agreement to comply with the reporting requirement of Public Act 281

- amend Section 5.01 of the Agreement extending its term to May 1, 2032; and

Whereas it is understood by the Cities and the LDFA that MEDC may revoke its approval of the Cities' amendment to their Development and TIF Plan and the extension of its term from 15 to 30 years if the terms of the Amendment to the Agreement are not satisfied;

NOW THEREFORE BE IT RESOLVED that the City Council for the City of Ypsilanti approve Amendment No. 1 to the Ann Arbor/Ypsilanti SmartZone Agreement between Michigan Economic Development Corporation, City of Ann Arbor, City of Ypsilanti, and the Local Development Finance Authority of the Cities of Ann Arbor and Ypsilanti;

BE IT FURTHER RESOLVED that the Mayor is authorized and directed to execute the Agreement after approval as to form by the City Attorney; and

BE IT FURTHER RESOLVED that the City Clerk is directed to provide a certified copy of this Resolution to the City of Ann Arbor, the Chair of the Ann Arbor/Ypsilanti SmartZone LDFA, and the MEDC.

OFFERED BY: Council Member Nicole Brown

SUPPORTED BY: Council Member Vogt

YES: 7 NO: 0 ABSENT: 0 VOTE: CARRIED

I do hereby certify that the above resolution is a true and correct copy of Resolution 2015-006 as passed by the Ypsilanti City Council, at their meeting held on January 6, 2015.



Frances McMullan, City Clerk