

ORDINANCE NO. 2010-12

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ECONOMIC DEVELOPMENT AGREEMENT WITH THE SUNNY DELIGHT BEVERAGES COMPANY; AND DECLARING AN EMERGENCY

WHEREAS, it is in the best interests of the City of Blue Ash to encourage and support continued quality economic development in Blue Ash in accordance with the 2003 Comprehensive Plan, the 2010 Final Budget, and general direction from City Council; and

WHEREAS, the management team of the Sunny Delight Beverages Company, a producer of well-known fruit beverages such as the VeryFine, Elations, and Sunny D brand names, has recently considered relocating out of Blue Ash for expanded operations, undertaking an extensive location search to find the best location in the region for their operations; and

WHEREAS, the Sunny Delight Beverages Company currently occupies 24,000 square feet on Lake Forest Drive in Blue Ash, and will require an additional 6,000 square feet to accommodate 20 to 30 additional employees; and

WHEREAS, Sunny Delight moved to Blue Ash in 2004, starting with approximately 18 employees, and has since invested approximately \$1.5 million into that facility; and

WHEREAS, as of early 2010, the Sunny Delight Beverages Company has grown to approximately 90 employees, with expectations to continue to grow in the foreseeable future; and

WHEREAS, in February 2010, Sunny Delight selected Pfeiffer Woods, located at 5151 Pfeiffer Road, as their preferred location; and

WHEREAS, the management team has signed a seven year lease in the Pfeiffer Woods building, contingent upon receiving assistance from the City to support the relocation and expansion of their laboratory facility and approval of their building signage at the April 12, 2010 Board of Zoning Appeals meeting.

and

WHEREAS, management of Sunny Delight has asked the City for financial incentives to help defray costs associated with the required expansion of their Blue Ash operations; and

WHEREAS, the Economic Development Director is recommending that the City offer \$190,000 in incentives which will assist Sunny Delight in their required lab facility relocation and expansion to accommodate their future growth.

Be it ordained by the Council of the City of Blue Ash, Ohio, not less than five (5) members thereof concurring,

SECTION I.

The City Manager is hereby authorized to make payment to the Sunny Delight Beverages Company a total amount not to exceed \$190,000. The purpose of these funds is to support Sunny Delight's need to expand their existing Blue Ash operations, with these funds intended to assist with the company's need to upgrade to their lab facility in Blue Ash.

SECTION II.

The Treasurer and Deputy Treasurer are hereby authorized to expend the necessary funds therefor, which funds are hereby appropriated.

SECTION III.

This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the City of Blue Ash, Ohio; the reason for the emergency being the need to provide for the continuing retention of quality Blue Ash employers in accordance with the economic development goals as established by Council. Therefore, this ordinance shall take effect and be in force from and after its passage.

PASSED this 11th day of March, 2010.

Mark F. Weber, Mayor

Jamie K. Eifert, Clerk of Council

APPROVED AS TO FORM:

Mark A. Vander Laan, Solicitor