

RESOLUTION NO. 2255

A RESOLUTION APPROVING THE FIRST AMENDMENT TO AGREEMENT FOR LONG-TERM RURAL ENTERPRISE ZONE TAX ABATEMENT WITH AMAZON DATA SERVICES, INC.

WHEREAS, the City of Hermiston and Umatilla County as equal co-sponsors of the Greater Hermiston Enterprise Zone (“Zone”) and Amazon Data Services, Inc. entered into an Agreement for Long-term Rural Enterprise Zone Abatement (“Agreement”) pursuant to ORS 285C.409(1); and

WHEREAS, the City Council of the City of Hermiston approved the Agreement through Resolution No. 2239 on September 26, 2022, and the Agreement was finalized on October 18, 2022; and

WHEREAS, the proposed facility site is currently referenced by Amazon Data Services, Inc. as PDX 245 and is located in the Greater Hermiston Enterprise Zone on Lot 1 as shown on the STAHL REPLAT - A REPLAT OF PARCEL 1 OF PARTITION PLAT 1997-06 & PARCEL 2 OF PARTITION PLAT 2019-08 (Document No. 2019-6940037, Office of Umatilla County Records) located in the Southeast Quarter of Section 23 and the Southeast Quarter of the Northeast Quarter and the South Half of Section 24, Township 4 North, Range 28, East of the Willamette Meridian, City of Hermiston, Umatilla County, Oregon (consisting of approximately 204.89 acres) (the “Partition Plat”); and

WHEREAS, Amazon Data Services, Inc. desires to amend the Agreement with the City of Hermiston and Umatilla County through the First Amendment to Agreement for Long-Term Rural Enterprise Zone Tax Abatement (“Amended Terms”) attached hereto; and

WHEREAS, the Amended Terms have been presented to and reviewed by the Common Council.

NOW, THEREFORE, THE CITY OF HERMISTON RESOLVES AS FOLLOWS:

1. That the First Amendment to Agreement for Long-Term Rural Enterprise Zone Abatement with Amazon Data Services, is hereby approved and adopted; and
2. That the City Manager of the City of Hermiston is hereby authorized to execute and deliver the First Amendment to Agreement for Long-Term Rural Enterprise Zone Abatement with Amazon Data Services., substantially in the form heretofore approved and adopted with such changes, additions, deletions and modifications as such executing officer or officers may approve, such execution to be conclusive evidence of such approval and of the authorization thereof by the Common Council; and

3. Except as modified and amended herein, the Agreement for Long-Term Rural Enterprise Zone Abatement dated October 18, 2022, shall remain in full force and effect.
4. That this resolution is effective immediately upon its passage.

PASSED by the Common Council this 13th day of February 2023.
SIGNED by the Mayor this 13th day of February 2023.

Dr. David Drotzmann, MAYOR

ATTEST:

Lilly Alarcon-Strong, CMC, CITY RECORDER