

RESOLUTION NO. _____

A RESOLUTION APPROVING AN AMENDMENT TO THE TAX INCREMENT FINANCING AGREEMENT FOR THE DOWNTOWN REDEVELOPMENT PLAN EXPANDING THE PROJECT SCOPE AND EXTENDING THE TIF PERIOD FOR THE DOWNTOWN KINGSPORT REDEVELOPMENT DISTRICT-BRICKYARD VILLAGE

WHEREAS, the Board of Mayor and Alderman has previously approved the *Redevelopment Plan for Core Urban Areas*, as prepared by the Kingsport Housing & Redevelopment Authority (“KHRA”), which redevelopment plan included an area in the city designated as the "Downtown Kingsport Redevelopment District;" and,

WHEREAS, on August 23, 2023 the board approved Resolution No. 2023-038, the Downtown Kingsport Redevelopment District – Brickyard Village Project Tax Increment Financing Amendment, known as the “Brickyard TIF Amendment” in the amount of \$9,500,000, and for up to a 25 year increment period; and

WHEREAS, since that time, the developer has revised its construction schedule and expanded the scope of the Redevelopment Project by increasing the total approximate unit count for the Redevelopment Project from 374 to 464 and revising the mix of unit type; and

WHEREAS, in order to extend the deadlines for construction completion by two years, the TIF Amendment must be amended to extend the final approved TIF tax year from 2054 to 2056 but still allowing for a total TIF amortization period for each project phase of no more than 25 years, and the authorized Tax Increment Financing for an amount up to \$9,500,000 will not be adjusted; and

WHEREAS, the request to amend the TIF agreement was presented to and approved by the Kingsport Housing and Redevelopment Authority Board on October 5, 2023, and Sullivan County Commission on October 23, 2023, a copy of which is attached to the Resolution as Exhibit A (the Brickyard Village Project Tax Increment Financing Amendment as Amended October 2023”); and

WHEREAS, KHRA has recommended that the Board of Mayor and Alderman approve the Brickyard Village TIF Amendment; and

WHEREAS, the Board of Mayor and Alderman has reviewed the record of said public hearing and the Brickyard Village TIF Amendment, including the provisions therein for tax increment financing, and desires to approve the same.

Now therefore,

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION I. That an Amendment to the Downtown Kingsport Redevelopment District – Brickyard Village Project Tax Increment Financing is approved to change the total unit number and type, and to extend the deadlines for construction completion from 2054 to 2056, is approved.

SECTION II. That the mayor, or in his absence, incapacity, or failure to act, the vice-mayor, is authorized to execute, in a form approved by the city attorney, and subject to the requirements of Article X, Section 10 of the Charter of the City of Kingsport, an Amendment to the Downtown Kingsport Redevelopment District – Brickyard Village Project Tax Increment Financing is approved to change the total unit number and type, and to extend the deadlines for construction completion from 2054 to 2056, to deliver the agreement and take any and all action as may be required on the part of the city to carry out, give effect to, and consummate the transactions contemplated by the agreement and this resolution.

SECTION III. That the mayor is further authorized to make such changes approved by the mayor and the city attorney to the amendment that do not substantially alter the material provisions of the agreement, and the execution thereof by the mayor and the city attorney is conclusive evidence of the approval of such changes.

SECTION IV. That the board finds that the actions authorized by this resolution are for a public purpose and will promote the health, comfort and prosperity of the citizens of the city.

SECTION V. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 7th day of November, 2023.

PATRICK W. SHULL, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B ROWLETT, III, CITY ATTORNEY