

**RESOLUTION NO. 1507
CITY OF PRINEVILLE, OREGON**

**A RESOLUTION APPROVING THE CONTINUATION OF STANDARD ENTERPRISE
ZONE TAX ABATEMENTS UNDER ORS 285C.203, PURSUANT TO SECTION 3,
CHAPTER 522, OREGON LAWS 2021**

RECITALS:

Whereas, the City of Prineville (“City”) is a co-sponsor of the Prineville/Crook County Enterprise Zone (“Zone”), along with Crook County (“County”) (collectively, the “Sponsoring Governments”); and

Whereas, authorized and qualified business firm within the Zone, Endura Products, Inc. (Endura), has filed a claim for a new or ongoing property tax exemption that could be disqualified by the Crook County Tax Assessor due to failure to meet requirements under ORS 285C.200(1)(c), (d), (e), or (2) (the “Qualifications”); and

Whereas, Section 3, Chapter 522, Oregon Laws 2021 allows zone sponsors to adopt resolutions within 45 days of the laws’ effective day establishing standards by which said business firms that were distressed by the COVID-19 pandemic may receive or continue to receive exemptions under ORS 285C.175 in the 2021-22 and 2022-23 tax years or for only the 2022-23 tax year by June 30, 2022; and

Whereas, receipts of exemption pursuant to Section 3, Chapter 522, Oregon Laws 2021 depend on setting procedures for allowing zone sponsors to grant exemptions, including standards for establishing minimum employment for a firm to maintain, and criteria for why a firm is prevented from meeting the Qualifications, including but not limited to reasons under Section 3(1)(a)(C), Chapter 522, Oregon Laws 2021.

NOW, THEREFORE, the Prineville City Council hereby resolves as follows:

1. The executive(s) or appointee(s) of executive(s) of the Sponsoring Governments and the local zone manager, in consultations with the Crook County Tax Assessor (who shall receive written notice), are hereby directed to issue a public memorandum (the “Memorandum”) to this body granting the exemption in accordance with Nos. 2 and 3, below, for Endura:
 - a. In the case of the 2021-22 tax year, by December 31, 2021, in the event that the authorized or qualifying business has made a payment in lieu of disqualification under ORS 285C.240(6) for the purpose of the 2021-22 tax year; or
 - b. In the case of the 2022-23 tax year, by June 30, 2022.

2. The Memorandum shall establish the number of employees that Endura must have on average in the Zone at a minimum during 2021 or 2022, at or more than is normally required under ORS 285C.210 and not less than 80 percent of Endura’s existing average annual number

of employees with authorization and shall otherwise be based on the number that Endura demonstrates it can expect to maintain each year.

3. The Memorandum shall identify criteria of distress that have prevented Endura from qualifying in the Zone from among one or more of the following:

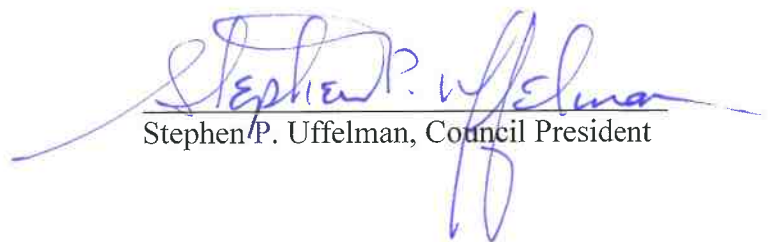
- a. Compliance with mandatory public health safety measures or closures;
- b. Mandatory limitations on facility capacity in excess of thirty percent (30%);
- c. At least a twenty percent (20%) decrease in receipts;
- d. A twenty percent (20%) reduction in sales;
- e. Significant disruption of Endura's access to markets or supply chains; or
- f. Other measurable factors attributable to the COVID-19 pandemic.

4. The Crook County Tax Assessor is not obligated to address compliance with these requirements.

5. One hundred percent (100%) of the payment in lieu of disqualification made by Endura under ORS 285C.240(6) for purposes of the 2020-21 tax year shall be refunded to Endura by December 31, 2021.

6. The Crook County Tax Assessor, Oregon Department of Revenue, and Oregon Business Development Department shall receive copies of this resolution within thirty (30) days of its adoption.

Passed by the City Council this 28th day of September, 2021.



Stephen P. Uffelman, Council President

ATTEST:



Lisa Morgan, City Recorder