

THE EFFECTIVE DATE OF THIS RESOLUTION IS August 16, 2022

RESOLUTION NO. 22-32

RE: AMENDING RESOLUTION NO. 20-02 APPROVED AND ADOPTED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND ON JANUARY 21, 2020, TO REPLACE DECEMBER 31, 2024, WITH DECEMBER 31, 2025, INCREASE TOTAL JOBS FROM 500 TO 550 AND ADD KROGER FULFILLMENT NETWORK, LLC

Pursuant to Resolution No. 20-02 approved and adopted on January 21, 2020, Frederick County, Maryland, and pursuant to Amending Resolution No. 20-08 approved and adopted on May 5, 2020, Frederick County, Maryland (i) affirmed support of Commerce providing an Advantage Maryland Conditional Loan in the amount of up to \$2,000,000 to Kroger Co., to assist with the company's location and growth in Frederick County, Maryland; (ii) acknowledged that the required ten percent local financial support for this project will be provided by the County through the Commercial and Industrial Tax Credit program; and (iii) resolved that the County Executive of the County is authorized per Article XIII: Commercial and Industrial Tax Credit, Section 1-8-444 (B) of the Frederick County - Finance and Taxation code to approve up to a 75% credit of the total incremental tax over the term of the credit and to execute documents and take any action necessary to carry out the intent of these resolutions.

Whereas, the Kroger Co. expected to create 500 new jobs by December 31, 2024, the company now expects to create 550 new jobs but the time frame is extended to December 31, 2025, due to the unanticipated delays in material supply chain associated with the COVID pandemic.

Whereas, The Kroger Co. was the sole corporate entity associated with the project, the company operates its fulfillment centers via a corporate subsidiary known as Kroger Fulfillment Network, LLC, and this entity is added to the project together with The Kroger Co.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF FREDERICK COUNTY, MARYLAND, that the date "December 31, 2025" replaces the date "December 31, 2024" in Resolution No. 20-02, "550" new jobs replaces "500" new jobs, and "Kroger Fulfillment Network, LLC" is added.

BE IT FURTHER RESOLVED that all other terms and provisions of Resolution No. 20-02 and Amending Resolution 20-08 remain in full force and effect unchanged by this Amending Resolution.

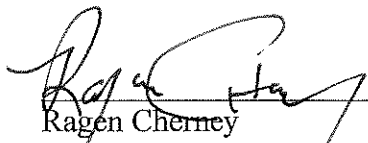
The undersigned hereby certifies that this Amending Resolution was approved and adopted on the 16th day of August 2022.

ATTEST:

COUNTY COUNCIL OF
FREDERICK COUNTY, MARYLAND

By: M.C. Keegan-Ayer
M.C. Keegan-Ayer, President

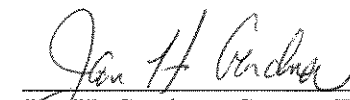
Presented to the County Executive, for her approval this 16th day of August, 2022.


Ragen Cherney
Council Chief of Staff

Received by the County Executive on August 17, 2022.

County Executive Action:

Approved ✓ Vetoed _____ No Action _____


Jan H. Gardner, County Executive
Frederick County, Maryland

8/23/2022
Date