

RESOLUTION NO. 2999

A RESOLUTION OF THE CITY OF SALISBURY, MARYLAND DECLARING THAT SAFETY RESOURCES, LLC IS ELIGIBLE TO RECEIVE ENTERPRISE ZONE BENEFITS FOR PROPERTY LOCATED AT 1938 WINDSOR DRIVE, SALISBURY MD.

WHEREAS the City of Salisbury, Maryland and Wicomico County created an Enterprise Zone on June 6, 1983 for the purpose of encouraging economic development of the area encompassed within the boundaries of such zone; and

WHEREAS the Enterprise Zone was created under authority granted by the State of Maryland; and

WHEREAS the State Code permits certain benefits to be extended to businesses that locate or expand in the Enterprise Zone provided that they meet certain standards; and


WHEREAS, the City of Salisbury and Wicomico County have also established certain standards, which must be met in order for a business to be deemed eligible to receive Enterprise Zone benefits; and

WHEREAS, Safety Resources, LLC meets the standards set forth in the State Code and in local regulations to be eligible to receive Enterprise Zone benefits; and


WHEREAS, Charles T. Northam, representing Safety Resources, LLC, has requested that the company be designated as eligible for Enterprise Zone benefits for its hiring of two or more new full time employees.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Salisbury, Maryland that Safety Resources LLC be designated as eligible to receive the benefits of the Enterprise Zone effective upon the adoption of this resolution.

The above Resolution was introduced, read and passed at the regular meeting of the Salisbury City Council on the 10th day of February, 2020.

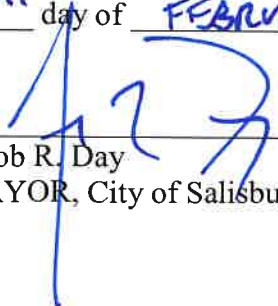


Kimberly R. Nichols
CITY CLERK



John R. Heath
PRESIDENT, City Council

APPROVED by me this
11th day of FEBRUARY 2020.



Jacob R. Day
MAYOR, City of Salisbury

INTER

OFFICE

MEMO

Office of the Business Development

To: City Council
From: Laura Soper
Subject: Enterprise Zone Eligibility – Safety Resources LLC
Date: January 31, 2020

Attached is a copy of the application requesting Enterprise Zone designation for Safety Resources LLC that I received from Charles T. Northam. I have reviewed this application and, to the best of my knowledge, this establishment meets all of the qualifications to be so designated. This property is located within the boundaries of the City's Enterprise Zone, and this company has invested more than \$50,000 in the property and/or has hired (or will hire) two or more NEW full time employees since locating in the Enterprise Zone.

I recommend that the City Council adopt the attached resolution designating Safety Resources LLC located at 1938 Windsor Drive, eligible to receive the benefits of the Enterprise Zone.

As a reminder, companies that are declared eligible for enterprise zone benefits are able to receive either a one time Income Tax Credit of \$1,000 per new employee hired or a 10 year Property Tax Credit. The purpose of this program is to encourage industries to locate in areas identified as enterprise zones and to reinvest in such properties.

cc: Mayor Day
Julia Glanz
Kim Nichols

Attachments

The Process

Applying For:

- Income Tax Credit

Today's Date

11/21/2019

Section A - Applicant Information

Name of Business/Developer applying for Enterprise Zone Credits:

Safety Resources LLC

Principal Partners:

Charles T. Northam
Sarah T. Northam

Name of Contact Person:

Charles Northam

Title:

Managing Member

Phone Number:

(410) 742-7233

Email Address:

ctnortham@safetyresourcesllc.com

Mailing Address

1938 Windsor Dr.
Salisbury, MD 21811
United States
[Map It](#)

Section B - Enterprise Zone Property Information

Address of Property for Which Enterprise Benefits are Sought

1938 Windsor Dr.
Salisbury, MD 21801
United States
[Map It](#)

Property Ownership:

- Own

Section D: Enterprise Zone Employment Tax Credit Information

FEIN:

522,121,924

NAICS Code (if available)

541690

Type of Business

Safety Consulting

Is business located in Enterprise Zone now

- Yes

If yes, since what year?

2008

Is the business a relocation from another place?

- Yes

If yes, where was the previous location?

Home Office, Salisbury

Is Company a new, start up business?

- No

Did Enterprise Zone benefits affect your decision to locate at this address?

- No

Current Number of Full Time Employees in the Zone:

7

Current Number of Part Time Employees in the Zone:

0

If you are new to the Enterprise Zone, please provide the number of employees before relocating or locating in the Enterprise Zone:

2

New Full Time Jobs to be Created in the Next 12 Months

4

New Part Time Jobs to be Created in the Next 12 Months

0

Your Signature

Charles Northam

Your Title:

President, Managing Member

How did you hear about this opportunity?

Internet

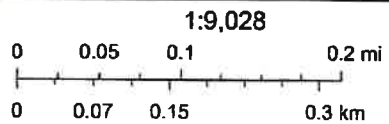
WARNING: This message was sent from an external source. Please verify the source before clicking any links or opening any attachments. NEVER provide account credentials or sensitive data unless the source has been 100% verified as legitimate.

ArcGIS Web Map



1/6/2020, 11:12:47 AM

Enterprise Zone



Laura Soper

From: Amanda Pollack
Sent: Tuesday, January 07, 2020 1:33 PM
To: Laura Soper
Subject: RE: Enterprise Zone application

Laura,
The building met all of the requirements at the time of construction.
Amanda

From: Laura Soper
Sent: Monday, January 6, 2020 11:36 AM
To: Amanda Pollack; Olga Butar
Subject: Enterprise Zone application

I have received a request from Safety Resources LLC located at 1938 Windsor Drive, November 21, 2019 Salisbury, MD that they be deemed qualified to receive (state income) Enterprise Zone benefits. In order to receive such designation, it is necessary that they meet certain criteria. I am requesting that your departments help me in processing their application by helping me to determine if they meet the necessary criteria.

Infrastructure & Development

Does this business meet the limitations of the City's Sewer Use Ordinance?

Does this business meet State and local storm water management codes and regulations?

Does this business meet the zoning code?

Does this business comply with subdivision regulations?

Does this business meet the building code (or did it at the time of construction)?

Does this business meet all permit requirements?

Finance

Is this business up to date on their taxes?

Are they in good standing with SDAT?

Please answer the questions above under the heading for your department and return to my office by 1/13/2020. Your assistance is appreciated. If you have any questions, please let me know.

Laura Soper
Director of Business Development
City of Salisbury
110 N Division Street
Salisbury, MD 21801
(O): 410-677-1916



www.salisbury.md

Laura Soper

From: Kay Lundy
Sent: Thursday, January 30, 2020 11:33 AM
To: Laura Soper
Cc: Olga Butar
Subject: RE: Enterprise Zone application

Laura,

Yes we have received payment for the 2014-15 corporate bill. It was paid on 1/21/20, in the amount of \$ 169.31. Safety Resources LLC had no subsequent invoices – if there had been any, and taxes were still due, there would have been a notation on the bill and a copy of the delinquent bill would have been included. In previous emails, I included copies of the assessment information, so that you could see that they had only been assessed and taxed by the City for 2013-14 and 2014-15 for the corporate personal property, nothing since.

I hope this is helpful. If not, please let me know.

Thanks,
Kay

Hold Harmless Agreement

This HOLD HARMLESS AGREEMENT (this "Agreement") is made effective on the final signature date by and between the owner, B&B 38 LLC and the RESPONSIBLE RENTERS.

SAFETY RESOURCES LLC, TENANT at 1938 Windsor Drive, Salisbury, MD 21801.

WHEREAS, tenants desire to use B&B 38 LLC's property located at 1938 Windsor Drive, Salisbury, MD 21801 (the "Property") to conduct business; and WHEREAS, in exchange for making the Property available to renters for such purposes, SAFETY RESOURCES LLC desires to hold harmless B&B 38 LLC from any claims and/or litigation arising out of the renter's use of the Property. NOW THEREFORE, in consideration of the conditions contained herein, B&B 38 LLC and renters hereby agree as follows:

TERMS

Hold Harmless. Upon renters' use of the Property by any of its employees, agents, invitees and/or volunteers for the purposes specified herein, renters shall defend, indemnify, and hold harmless b&b 38 LLC from any and all actual or alleged claims, demands, causes of action, liability, loss, damage and/or injury (to property or persons, including without limitation wrongful death), whether brought by an individual or other entity, or imposed by a court of law or by administrative action of any federal, state, or local governmental body or agency, arising out of or incident to any acts, omissions, negligence, or willful misconduct of SAFETY RESOURCES LLC, its personnel, employees, agents, contractors, or volunteers in connection with or arising out of renter's use of the Property. This indemnification applies to and includes, without limitation, the payment of all penalties, fines, judgments, awards, decrees, attorneys' fees, and related costs or expenses, and any reimbursements to SAFETY RESOURCES LLC for all legal expenses and costs incurred by it.

Authority to Enter Agreement. Each Party warrants that the individuals who have signed this Agreement is of minimum 25 years of age at last birthday and have the legal power, right, and authority make this Agreement and bind each respective Party.

Amendment; Modification. No supplement, modification, or amendment of this Agreement shall be binding unless executed in writing and signed by both Parties.

Waiver. No waiver of any default shall constitute a waiver of any other default or breach, whether of the same or other covenant or condition. No waiver, benefit, privilege, or service voluntarily given or performed by a Party shall give the other Party any contractual right by custom, estoppels, or otherwise.

Attorneys' Fees and Costs. If any legal action or other proceeding is brought in connection with this Agreement, the successful or prevailing Party shall be entitled to recover reasonable attorneys' fees and other related costs, in addition to any other relief to which the Party is entitled.

Entire Agreement. This Agreement contains the entire agreement between the Parties related to the matters specified herein, and supersedes any prior oral or written statements or agreements between the Parties related to such matters.

Severability. If any provision of this Agreement shall be held to be invalid or unenforceable for any reason, the remaining provisions shall continue to be valid and enforceable. If a court finds that any provision of this Agreement is invalid or unenforceable, but that by limiting such provision it would become valid and enforceable, then such provision shall be deemed to be written, construed, and enforced as so limited.

Title : Renters Agreed to and Signed By:


OWNER, SAFETY RESOURCES LLC

Dated: _____

1/29/16

Laura Soper

From: Chuck Northam <ctnortham@safetyresourcesllc.com>
Sent: Monday, January 06, 2020 12:38 PM
To: Laura Soper
Subject: RE: New submission from Enterprise Zone
Attachments: Hold Harmless 2016.pdf

Thanks for the response, Laura. Yes, my wife and I are also owners of B & B 38, LLC, which is the original property owner, we acquired.

We originally developed a lease, bank wanted something, I'll try to find it. Attached is a "Hold Harmless", showing we do have an agreement, however it's the same ownership.



Chuck Northam, President
ctnortham@safetyresourcesllc.com

SAFETY RESOURCES, LLC
1938 Windsor Drive
Salisbury, MD 21801
O: 410-742-7233 x 1006 | F: 410-742-7236
Mobile: 410-430-7522
www.safetyresourcesllc.com

From: Laura Soper <lsoper@salisbury.md>
Sent: Monday, January 6, 2020 11:42 AM
To: Chuck Northam <ctnortham@safetyresourcesllc.com>
Subject: RE: New submission from Enterprise Zone

Good morning Mr. Northam,
Apologies on the delay in response, but I was out on maternity leave when you submitted your Enterprise Zone application and I am just getting back in. I've begun processing your application and it will go in front of City & County Council in the near future. I will contact you if any questions come up.

In the meantime, I notice you indicated that you own the property where Safety Resources LLC is located. In looking up the SDAT records, I noticed the ownership is held by B&B 38 LLC. Is that a separate LLC that you own? Is there any sort of lease documentation between B&B 38 LLC and Safety Resources LLC? Usually, County Council likes to see a copy of the lease agreement for these sorts of requests.

Thank you

Laura Soper
Director of Business Development
City of Salisbury
110 N Division Street
Salisbury, MD 21801
(O): 410-677-1916



www.salisbury.md

From: CharlesNortham [<mailto:noreplysby@gmail.com>]
Sent: Thursday, November 21, 2019 1:14 PM
To: Laura Soper
Subject: New submission from Enterprise Zone

The Process

Applying For:

- Income Tax Credit

Today's Date

11/21/2019

Section A - Applicant Information

Name of Business/Developer applying for Enterprise Zone Credits:

Safety Resources LLC

Principal Partners:

Charles T. Northam
Sarah T. Northam

Name of Contact Person:

Charles Northam

Title:

Managing Member

Phone Number:

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Email Address:

ctnortham@safetyresourcesllc.com

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