

**RESOLUTION 86-2019**

**INTRODUCED BY: COUNCILWOMAN DUNCAN**

**A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO REIMBURSE THE PARK AND RECREATION OPERATION FUND (FUND 113) AND/OR THE PARKS DEVELOPMENT AND MAINTENANCE LEVY FUND (FUND 108) FROM THE SALE OF CERTAIN VACANT LANDS LOCATED ON TYNDALL FALLS DRIVE AND DECLARING AN EMERGENCY**

**WHEREAS**, by Ordinance 43-2019 adopted by City Council on July 23, 2019, the City was authorized to sell certain surplus vacant land known as Permanent Parcel Numbers: 291-18-031 and 291-18-032, located on Tyndall Falls Drive, Olmsted Falls, Ohio; and

**WHEREAS**, the highest offer for Parcel 291-18-031 in the amount of \$42,269.23 was received and accepted by the City consistent with Ordinance 43-2019; and

**WHEREAS**, the highest offer for Parcel 291-18-032 in the amount of \$30,010.00 was received and accepted by the City consistent with Ordinance 43-2019; and

**WHEREAS**, City Council desires to authorize the Director of Finance to reimburse said funds in the Park and Recreation Operation Fund (Fund 113) and/or the Parks Development and Maintenance Levy Fund (Fund 108). Now therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

**SECTION 1.** The Director of Finance is hereby authorized to reimburse the Park and Recreation Operation Fund (Fund 113) and/or the Parks Development and Maintenance Levy Fund (Fund 108) in the sum of \$72,279.23 as proceeds of the sale of Tyndall Falls Drive Permanent Parcel No.: 291-18-031 and 291-18-032, subject to deduction for the closing costs of said sale transactions.

**SECTION 2.** This Council finds and determines that all formal actions of this Council relating to adoption of this Resolution have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 3.** This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of the City of Olmsted Falls, Ohio for the reason that the current liability insurance contract will expire on November 13, 2019. Therefore, this Resolution shall take effect immediately upon the affirmative vote of not less than five members elected to Council, and signature by the Mayor, or otherwise at the earliest time allowed by law.

ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
*Paul Stibich, President of Council*

APPROVED BY: \_\_\_\_\_  
*James P. Graven, Mayor*

\_\_\_\_\_  
*Date*

APPROVED AS TO FORM: \_\_\_\_\_  
*Andrew D. Bemer, Director of Law*

ATTEST: \_\_\_\_\_  
*Angela Mancini, Clerk of Council*

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

	Yea	Nay
Stibich	_____	_____
Jones	_____	_____
Munteanu	_____	_____
Gorski	_____	_____
Nicolay	_____	_____
Duncan	_____	_____
Fenrich	_____	_____