RESOLUTION NO. 23-2020

INTRODUCED BY: Mayor James P. Graven

A RESOLUTION AUTHORIZING THE CITY TO DECLARE SAID PROPERTY LOCATED AT 8051 BROOKSIDE TO BE NO LONGER NECESSARY FOR PUBLIC USE, AND AUTHORIZING THE CITY TO ENTER INTO A LISTING AGREEMENT TO SELL SAID PROPERTY, AND FURTHER AUTHORIZING A CONTRACT WHICH ACCEPTS A FAIR MARKET PRICE TO PURCHASE SAID PROPERTY AND DECLARING AN EMERGENCY

WHEREAS, the City currently owns the property known as the Old Service Garage located at 8051 Brookside Drive, Cuyahoga County Auditor’s Permanent Parcel No. 281-22-021 and desires to enter into a listing agreement for said property with Tim Ali Realty; and

WHEREAS, said property is no longer needed for public use or for any public purpose; and

WHEREAS, the City is desirous of selling said property at a price consistent with the fair market value to a ready and able buyer; and

WHEREAS, pursuant to Charter Section 10.06(c) which provides for mandatory referral to the City’s Planning and Zoning Commission of legislation for the sale of a public building, this Resolution has been referred to the Planning and Zoning Commission for its consideration, report and recommendation, and Council has received such report and recommendation. Now therefore,

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

SECTION 1. The Mayor is hereby authorized to enter into a listing agreement with Tim Ali Realty for the purpose of selling said property according to the provisions of Exhibit “A” attached, and further, to enter into a contract which accepts a fair market price to purchase said property and to execute any and all documents necessary to effectuate such sale.

SECTION 2. The Council finds and determines that all formal actions of this Council relating to the 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 declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City for the reason that it is desirable to sell this real property which is no longer needed for public use as quickly as possible.
This Resolution shall therefore take effect immediately upon passage by the affirmative vote of not less than five (5) members elected to Council and signature by the Mayor or otherwise at the earliest time allowed by law.

________________________
Paul Stibich, Council President

PASSED:____________________

APPROVED:__________________
_________________________
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:_______________

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