

City of Cuyahoga Falls, Ohio

Notice of Special City Council Meeting

Notice is hereby given that a Special Meeting of City Council will be held on Monday, August 12, 2013 at 6:30 p.m. for the following purposes.

1. To introduce, consider and vote on the following resolution:

Temp. Res. B-56:

A RESOLUTION GRANTING COUNCIL'S
CONSENT TO AN EXTENSION OF TIME FOR
THE SALE OF CERTAIN REAL PROPERTY TO
PORTAGE CROSSING, LLC, AND DECLARING
AN EMERGENCY.

2. To appoint and convene the Committee on Committees and Seating, and to consider and vote on the recommendations of said Committee pursuant to Council Rules 111.01(j) and (k).
3. To conduct any other business, including without limitation, rules suspensions and executive sessions necessary to accomplish the foregoing.

Dated at Cuyahoga Falls, Ohio this 9th day of August, 2013.



Don L. Robart
Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 RESOLUTION NO. -2013

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8 A RESOLUTION GRANTING COUNCIL'S CONSENT
9 TO AN EXTENSION OF TIME FOR THE SALE OF
10 CERTAIN REAL PROPERTY TO PORTAGE CROSSING,
11 LLC, AND DECLARING AN EMERGENCY.
12

13 WHEREAS, to eliminate blighted and deteriorated conditions, the City
14 acquired certain real property known as the State Road Shopping Center, nka
15 Parcel Nos. 02-18769, 02-20436, 02-20437, 02-20439 and 02-02885 (the
16 "Property") and demolished certain structures thereon; and
17

18 WHEREAS, pursuant to the authority of Ord. No. 11-2010, and for the
19 purpose of preventing the recurrence of those conditions of blight and
20 deterioration, to provide for the productive development and reuse of the
21 Property and for the purpose of creation of jobs and employment opportunities,
22 the City entered into a Contract for the Sale of Land for Private Redevelopment,
23 dated March 11, 2010 (City Contract No. 6779 or the "Agreement"), for the sale
24 of the Property to Portage Crossing, LLC (the "Redeveloper"), as amended by the
25 Amended and Restated Contract for Sale of Land for Private Redevelopment (the
26 "Restated Contract"), dated July 3, 2012; and
27

28 WHEREAS, pursuant to the authority of Ord. No. 30-2013, the City and the
29 Redeveloper entered into an Amendment to Amended and Restated Contract for
30 Sale of Land for Private Redevelopment (the "Amendment"), dated June 7, 2013;
31 and
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33 WHEREAS, the Amendment amends the Section 1(d) of the Restated
34 Contract to specify a closing date of June 30, 2013, subject to the extensions of
35 time for closing authorized in Section 1(d) of the Restated Contract; and
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37 WHEREAS, the City and the Redeveloper have agreed, subject to approval of
38 this Council, to extend the date, as set forth in Section 1 of the Agreement, for
39 closing the sale of the Property to the Redeveloper,
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41 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
42 Cuyahoga Falls, County of Summit, Ohio, that:
43

44 Section 1. This Council hereby consents to and approves the extension of
45 the date for closing the sale of the Property under the Section 1(d) of the
46 Restated Contract to September 16, 2013, and authorizes, ratifies and confirms
47 the extension of that closing date by the Mayor and Director of Community
48 Development to September 16, 2013.
49

50 Section 2. It is found and determined that all formal actions of this Council
51 concerning and relating to the passage of this ordinance were taken in an open
52 meeting of this Council and that all deliberations of this Council and of any of
53 its committees that resulted in those formal actions were in meetings open to
54 the public, in compliance with the law.
55

56 Section 3. This resolution is hereby declared to be an emergency measure
57 necessary for the immediate preservation for the public peace, health and safety
58 of the City, and for the further reason that it is necessary to extend the date of
59 closing so that the Property may be sold and redeveloped in order to prevent the
60 recurrence of conditions of deterioration and blight and to create jobs and
61 employment opportunities, wherefore, this resolution shall be in full force and
62 effect immediately upon its passage and approval by the Mayor.
63

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65 Passed: _____
66 _____
67 President of Council

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69 _____
70 Clerk of Council

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73 Approved: _____
74 _____
75 Mayor

76 8/12/13

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