

County Council of Cuyahoga County, Ohio

Resolution No. R2019-0026

Sponsored by: County Executive Budish/Department of Development	A Resolution amending Resolution No. R2016-0217 dated 11/29/2016, which authorized an Economic Development Fund Accelerated Growth Loan in the amount not-to-exceed \$1,500,000.00 to Fat Head's Brewing, L.P. for the benefit of a project located at Engle Road in the City of Middleburg Heights, Permanent Parcel No. 171-21-004, by extending the Resolution sunset; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the Cuyahoga County Council authorized an Economic Development Fund Accelerated Growth Loan in the amount not-to-exceed \$1,500,000.00 to Fat Head's Brewing, L.P. for the benefit of a project located at Engle Road in the City of Middleburg Heights, Permanent Parcel No. 171-21-004; and

WHEREAS, the primary goals of this project are to build a 125,000 square foot central brewery facility along with a tap house/restaurant in the City of Middleburg Heights, Council District 4; and

WHEREAS, the project is anticipated to create seventy-four (74) new jobs over the next three (3) years; and

WHEREAS, the County Executive and/or Director of Development are authorized to execute all documents consistent with said loan and Resolution; and

WHEREAS, Resolution No. R2016-0217 included a sunset provision which imposed a time-based limitation on the loan authorization ending twelve (12) months after County Council's approval; and

WHEREAS, unforeseen circumstances have prevented implementation of the authorized action within twelve (12) months after County Council's approval of Resolution No. R2016-0217; and

WHEREAS, County Council wishes to ensure the realization of the intended benefits expected to result from the completion of the Fat Head's project; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That the Cuyahoga County Council hereby amends Resolution No. R2016-0217 dated 11/29/2016, which authorized an Economic Development Fund Accelerated Growth Loan in the amount not-to-exceed \$1,500,000.00 to Fat Head's Brewing, L.P. for the benefit of a project located at Engle Road in the City of Middleburg Heights, Permanent Parcel No. 171-21-004, by extending the Resolution sunset to June 30, 2019.

SECTION 2. That all other provisions of Resolution No. R2016-0217 shall remain unchanged and in effect.

SECTION 3. It is necessary that this Resolution become immediately effective for the usual daily operation of the County and the reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

On a motion by Mr. Schron, seconded by Mr. Brady, the foregoing Resolution was duly adopted.

Yeas: Miller, Tuma, Gallagher, Schron, Conwell, Jones, Brown, Stephens, Simon, Baker and Brady

Nays: None

County Council President

Date

County Executive

Date

Clerk of Council

Date

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January 22, 2019