

County Council of Cuyahoga County, Ohio

Resolution No. R2021-0050

<p>Sponsored by: County Executive Budish/Department of Public Works on behalf of Cuyahoga County Board of Developmental Disabilities</p> <p>Co-sponsored by: Councilmember Sweeney</p>	<p>A Resolution authorizing a Purchase and Sale Agreement with Cleveland American Land, LLC and Holdings Cleveland American Land, LLC in the amount of \$76,000.00 for the property located at 10991 Memphis Avenue, Brooklyn, Ohio, portions of Permanent Parcel Nos. 431-05-005, 431-05-008; authorizing the County Executive to take all necessary actions and to execute the agreement and all other documents consistent with this Resolution; and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the County Executive has recommended a Purchase and Sale Agreement with Cleveland American Land, LLC and Holdings Cleveland American Land, LLC in the amount of \$76,000.00 for the property located at 10991 Memphis Avenue, Brooklyn, Ohio, portions of Permanent Parcel Nos. 431-05-005, 431-05-008; and

WHEREAS, the County holds title to the property located at 10991 Memphis Avenue, Brooklyn, Ohio (“Property”) on behalf of the Board of Developmental Disabilities (“BODD”), who purchased and maintained the Property with BODD funds; and

WHEREAS, County, on behalf of BODD, has determined that entering into the proposed purchase agreement and authorizing the quitclaim deed is in the best interest of the County; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

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

SECTION 1. That the Cuyahoga County Council hereby authorizes a Purchase and Sale Agreement with Cleveland American Land, LLC and Holdings Cleveland American Land, LLC in the amount of \$76,000.00 for the property located

at 10991 Memphis Avenue, Brooklyn, Ohio, portions of Permanent Parcel Nos. 431-05-005, 431-05-008.

SECTION 2. That the County Executive or his authorized designee is authorized to take all actions, and to execute, acknowledge, deliver, pay for title work/fees and other administrative fees and/or file/record (as and where appropriate) all documents and instruments necessary or desirable to facilitate and/or consummate the transactions contemplated herein, including, but not limited to, a Purchase and Sale Agreement. To the extent an exemption for anything herein is needed, it is hereby granted. That all documents to be executed in connection with the transactions contemplated herein be subject to the Law Director or his designee's approval as to legal form and correctness.

SECTION 3. That the County will retain \$3,420.00 from the proceeds of the sale for expenses related to insuring the Property and administrative expenses related to selling the Property and the remainder of the proceeds (less administrative/title fees) will be disbursed to BODD.

SECTION 4. It is necessary that this Resolution become immediately effective for the usual daily operation of the County, the preservation of public peace, health, or safety in the County, and any additional reasons set forth in the preamble. Provided that this Ordinance 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 5. 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. Tuma, seconded by Mr. Schron, the foregoing Resolution was duly adopted.

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

Nays: None

County Council President Date

County Executive Date

Clerk of Council Date

First Reading/Referred to Committee: February 9, 2021
Committee(s) Assigned: Public Works, Procurement & Contracting

Committee Report/Second Reading: February 23, 2021

Additional Sponsorship Requested on the Floor: February 23, 2021

[Clerk's Note: Electronic signatures affixed in accordance with Cuyahoga County Code Chapter 110]

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