

County Council of Cuyahoga County, Ohio

Resolution No. R2022-0049

Sponsored by: Councilmember Sweeney	A Resolution amending Resolution No. R2016-0218 dated 12/13/2016, as amended by Resolution No. R2018-0067 dated 4/10 2018, and as amended by Resolution No. R2020-0061 dated 3/16/2020, which authorized a Grant in the amount of \$2,500,000.00 to the Friends of Historic Variety Theatre, Inc. for the benefit of a project located at 11801 - 11825 Lorain Avenue in the City of Cleveland, by extending the Resolution sunset provision from March 16, 2022, to February 28, 2023 and changing the funding recipient to Variety Properties LLC; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, the primary goal of this project is to redevelop and restore 25,160 square feet of space in order to create a Variety Theater Complex along Lorain Avenue from West 110th Street to West 123rd Street in the City of Cleveland, County Council District 3; and

WHEREAS, upon completion, this project is anticipated to help revitalize an historic anchor in the ; and

WHEREAS, County Council previously approved a number of resolutions in the amount of \$2,500,000.00, which included the following fundings sources:

- a) \$1,000,000.00 from the County's Community Development Fund; and
- b) \$1,500,000.00 from the County's Economic Development Fund.

WHEREAS, on December 13, 2016, County Council approved Resolution No. R2016-0218, which authorized an Economic Development Fund Redevelopment and Modernization Loan in the amount of \$2,500,000.00 to Detroit Shoreway Community Development Organization with a sunset date of December 13, 2017; and

WHEREAS, on April 10, 2018, County Council approved Resolution No. R2018-0067, which extended the sunset date of the Economic Development Fund Redevelopment and Modernization Loan in the amount of \$2,500,000.00 to Detroit

Shoreway Community Development Organization from December 13, 2017, to April 10, 2020; and

WHEREAS, on March 16, 2020, County Council approved Resolution No. R2020-0061 which authorized the following:

- a) Extended the sunset date of the Economic Development Fund Redevelopment and Modernization Loan in the amount of \$2,500,000.00 to Detroit Shoreway Community Development Organization from April 10, 2020, to March 16, 2022; and
- b) Converted the Economic Development Fund Redevelopment and Modernization Loan to a Grant; and
- c) Changed the funding receipt from the Detroit Shoreway Community Development Organization to the Friends of Historic Variety Theatre, Inc.; and

WHEREAS, unforeseen circumstances have prevented implementation of the actions authorized in Resolution Nos. R2016-0218, R2018-0067, R2020-0061; and

WHEREAS, County Council now desires to extend the sunset provision from March 16, 2022, to February 28, 2023 and change the funding recipient from Friends of History Variety Theatre, Inc. to Variety Properties LLC; 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 County Council hereby amends Resolution No. R2016-0218 dated December 13, 2016, as amended by Resolution No. R2018-0067 dated April 10, 2018, and as amended by Resolution No. R2020-0061 dated March 16, 2020, which authorized a Grant in the amount of \$2,500,000.00 to the Friends of Historic Variety Theatre, Inc. for the benefit of a project located at 11801 - 11825 Lorain Avenue in the City of Cleveland, County Council District 3, by extending the sunset provision from March 16, 2022, to February 28, 2023 and changing the funding receipt to Variety Properties LLC.

SECTION 2. That County Council staff is authorized to prepare all documents to effectuate said Grant.

SECTION 3. That the County Executive is authorized to execute all necessary agreements and documents consistent with said Grant and this Resolution.

SECTION 4. That all other provisions of Resolutions No. R2016-0218, R2018-0067, and R2020-0061 shall remain unchanged and in effect.

SECTION 5. The County Council authorizes the County Executive and the Fiscal Office to transfer and appropriate \$1,000,000.00 from the County's Community Development Fund and \$1,500,000.00 from the County's Economic Development fund if the project is ready to proceed before the sunset provision of February 28, 2023.

SECTION 6. 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 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 7. 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 Ms. Stephens, seconded by Mr. Sweeney, the foregoing Resolution was duly adopted.

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

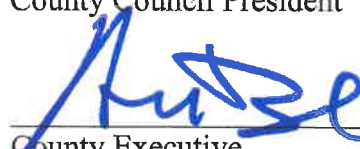
Nays: None



County Council President

4/15/2022

Date



County Executive

4-18-22

Date



Clerk of Council

4-14-22

Date

First Reading/Referred to Committee: March 8, 2022
Committee(s) Assigned: Community Development

Legislation Substituted in Committee: March 28, 2022

Journal CC046
April 12, 2022