

RESOLUTION NO. 99-2021 (PD)

By Council Member Ungar

A Resolution authorizing the City Manager to sign a non-binding Memorandum of Understanding with F&C Development, Inc. concerning the “Cedar-Lee Meadowbrook” development; and declaring an emergency.

WHEREAS, the City has identified the opportunity to develop the site known as “Cedar-Lee Meadowbrook,” located on land situated north of Meadowbrook Boulevard, east of Lee Road, and south of Cedar Road, utilizing vacant land as well as parking facilities; and

WHEREAS, this Council authorized the City Manager to negotiate the terms of a non-binding Memorandum of Understanding with Flaherty and Collins; and

WHEREAS, this Council hereby determines that it is in the City’s best interest to authorize this non-binding Memorandum of Understanding with F&C Development, Inc and move forward with negotiation of a Development Agreement consistent therewith.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The City Manager be, and she is hereby, authorized to sign a non-binding Memorandum of Understanding (MOU) with F&C Development, Inc. concerning the development of the site known as “Cedar-Lee Meadowbrook.” The terms of the MOU shall be substantially similar to those of the draft MOU attached hereto as Exhibit A. This Memorandum of Understanding and any related documents shall be subject to the approval of the Director of Law as to form.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to proceed with negotiation of a Development Agreement at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

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JASON STEIN  
President of the Council

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AMY HIMMELEIN  
Clerk of Council

PASSED: June 28, 2021