

RESOLUTION NO. 118-2021 (PD), *First Reading*

By Council Member Ungar

A Resolution authorizing the City Manager to enter into an amendment to the 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, pursuant to Resolution No. 99-2021, this Council authorized the City Manager to enter into a Memorandum of Understanding with F&C Development, Inc. and move forward with negotiation of a Development Agreement consistent therewith; and

WHEREAS, the terms of the Memorandum of Understanding executed on July 12, 2021 provide for a period of 60 days for the completion of certain due diligence and for the parties to enter into a development agreement; and

WHEREAS, the City and F&C Development, Inc. wish to amend the Memorandum of Understanding to allow up to 60 additional days for the parties to enter into a development agreement.

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

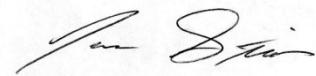
SECTION 1. This Council hereby authorizes the City Manager to enter into an Amendment to the Memorandum of Understanding with F&C Development, Inc., and sign any other related documents, concerning the development of the site known as “Cedar-Lee Meadowbrook.” The Amendment to the Memorandum of Understanding and any related documents shall be approved as to form by and subject to the final approval of the Director of Law.

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 for additional time to determine the terms of a development agreement and proceed with due diligence. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this

RESOLUTION NO. 118-2021 (PD), *First Reading*

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.



JASON S. STEIN
President of the Council



AMY HIMMELEIN
Clerk of Council

PASSED: August 30, 2021