

RESOLUTION NO. 36-2020 (PD)

By Council Member Hart

A Resolution amending Resolution No. 74-2019 to authorize an amendment to the Memorandum of Understanding with Cedar Lee Connection, LLC, concerning the Cedar-Lee-Meadowbrook development; and declaring an emergency.

WHEREAS, the City issued Requests for Qualifications and Preliminary Development Proposals to develop the site of approximately 4.8 acres known as "Cedar-Lee-Meadowbrook," PPN 687-06-009, 678-06-010, 687-06-013, 687-06-088, 687-06-089, 687-06-090, 687-06-091, 687-06-092, 687-06-093, 687-06-094, 687-06-095, 687-06-096, 687-06-159, and 687-08-001, bounded by Cedar Road, Lee Road, and Meadowbrook Boulevard in the Cedar Lee business district; and

WHEREAS, pursuant to Resolution No. 74-2019, this Council authorized the City Manager to enter into a Memorandum of Understanding with Cedar Lee Connection, LLC, concerning the Cedar-Lee-Meadowbrook development; and

WHEREAS, the terms of the Memorandum of Understanding provide for a deadline of April 20, 2020 for the completion of certain due diligence and for the parties to enter into a development agreement; and

WHEREAS, the City and Cedar Lee Connection, LLC wish to extend the term of the Memorandum of Understanding until July 20, 2020 to allow additional time for the parties to enter into a development agreement;

WHEREAS, this Council has determined that the Cedar-Lee-Meadowbrook project proposed by Cedar Lee Connection, LLC is in the best interests of the City and its residents.

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 a Amendment to the Memorandum of Understanding with Cedar Lee Connection, LLC, concerning the Cedar-Lee-Meadowbrook development. Said Amendment to Memorandum of Understanding shall be substantially similar to the proposal on file with the Clerk of Council and provide for additional time for the parties to enter into a development agreement. Said First Amendment to 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.

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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 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, Mayor
President of Council

SUSANNA NIERMANN O'NEIL
Acting Clerk of Council

PASSED: April 20, 2020