

P/C
Sp. Caucus 8/11/20
1st R 8/11/20 Sp. Council
2nd R 8/12/20 Sp. Council
3rd R 8/13/20 Sp. Council
B/C

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11159-2020

INTRODUCED BY: MAYOR GAMMELLA

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT FOR THE SALE OF A VACANT SINGLE-FAMILY LOT, PERMANENT
PARCEL NO. 344-18-022, AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park has owned Permanent Parcel No. 344-18-022 since May 23, 2016, and the demolition of the dwelling was complete as of January 2017; and

WHEREAS, the "Property" is part of the Brook Park Land Reutilization Program; and

WHEREAS, the buyer has agreed to purchase said property for the purpose of constructing a new single-family residential home which the buyer shall occupy as their principal residence for a period of at least five years from the receipt of the Certificate of Occupancy from the City of Brook Park; and

WHEREAS, the buyer is tendering an all cash offer of \$17,000.00; and

WHEREAS, the parties agree the sales agreement shall contain a provision as follows, "In the event buyer is unable to obtain the necessary variance from the Board of Zoning Appeals to build a single-family home, the transaction shall be rescinded."

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Brook Park, State of Ohio, that:

SECTION 1: The Mayor is hereby authorized to negotiate and enter into contract for the sale of the Property to further the economic best interests of the City.

SECTION 2: The City of Brook Park shall sell said property for the sum of \$17,000.00 with the sale proceeds to be determined

at time of closing.

SECTION 3: The proceeds from the sale of the Property shall be used and earmarked to further economic development of jobs and business within the City and shall be placed into the Economic Development Fund No. 243 of the City for said purposes;

SECTION 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this 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.

SECTION 5: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to authorize the Mayor to negotiate and enter into a contract for the sale of Permanent Parcel No. 344-18-022; therefore provided this ordinance receives the affirmative vote of at least five (5) members elected to Council. It shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: August 13, 2020
Special Council

M. P. Vecchio
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
CLERK OF COUNCIL

APPROVED: [Signature]
MAYOR

CERTIFICATE

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 11159-2020 passed on the 13th day of August 2020 by said council.

Michelle Blazak
Clerk of Council

8/17/2020
DATE

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at five of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

commencing August 18, 2020
Michelle Blazak
MICHELLE BLAZAK
Clerk of Council

I HEREBY APPROVE THE WITHIN INSTRUMENT AS TO LEGAL FORM AND CORRECTNESS

[Signature]
DIRECTOR OF LAW

	Yea	Nay
Troyer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mencini	<input type="checkbox"/>	<input type="checkbox"/>
Orcutt	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Schmuck	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Poindexter	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Salvatore	<input checked="" type="checkbox"/>	<input type="checkbox"/>