

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH BENBERY LLC FOR THE PURCHASE OF A 12.1 ACRE PARCEL LOCATED ON STOW ROAD (SUMMIT COUNTY PARCEL # 3009781); AND DECLARING AN EMERGENCY.

WHEREAS, the City administration has identified a potential, strategic acquisition of a 12.1 acre parcel located just north of the Ohio Turnpike on Stow Road otherwise identified by the Summit County Auditor as Parcel #30-09781; and

WHEREAS, the City and the landowner have agreed to a sale price of \$350,000 for the property, which will include a 10% non-refundable deposit affording the City an option to move forward or not on the purchase for a period of 6 months during which time the City Manager will conduct due diligence and investigate the matter further; and

WHEREAS, the 10% non-refundable deposit shall be applied towards the final purchase price; and

WHEREAS, by approving this agreement, the City of Hudson will secure the opportunity to acquire valuable property that has the potential to benefit the community.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hudson, Summit County, Ohio, that:

Section 1. The City Manager and/or his designee are hereby authorized to enter into a purchase agreement in the amount of \$350,000 with Benbery LLC, or its successor(s) in interest as the case may be, sign all related paperwork, and otherwise do all things necessary in order for the City to purchase a 12.1-acre parcel of land, identified as Summit County Auditor Parcel #30-09781, located on Stow Road. The purchase agreement shall contain a 10% non-refundable deposit to be applied towards the total purchase price upon closing if the City Manager elects to move forward with the acquisition after due diligence and his investigation is complete. The purchase agreement shall be in a form acceptable to the City Manager and approved by the City Solicitor.

Section 2. That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and 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 4. This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and general welfare and for the further reason that it is immediately necessary to secure these contractual terms in a fluctuating real estate market and economy; wherefore, this Resolution shall be in effect immediately upon its passage provided it receives the affirmative vote of five members of Council, except that six affirmative votes shall be required if all members are present; otherwise, it shall be in full force and effect from and after the earliest period allowed by law.

PASSED: _____

Jeffrey L. Anzevino, Mayor

ATTEST:

Aparna Wheeler, Clerk of Council

I certify that the foregoing Resolution No. 24-157 was duly passed by the Council of said Municipality on _____, 2024.

Aparna Wheeler, Clerk of Council