

Ordinance No. 652-2020

By Council Members: McCormack, Brancatelli and Kelley (by departmental request)

An emergency ordinance authorizing the Mayor and the Commissioner of Purchases and Supplies to acquire and re-convey properties presently owned by 75 Public Square Ohio, LLC, or its designee, located at 75 Public Square for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code.

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That notwithstanding and as an exception to the provisions of Chapter 181 and 183 of the Codified Ordinances of Cleveland, Ohio, 1976, the Mayor and the Commissioner of Purchases and Supplies are authorized to acquire from and re-convey to, 75 Public Square Ohio, LLC, or its designee, for a nominal consideration of one dollar and other valuable consideration determined to be fair market value, the following property for the purpose of entering into the chain-of-title prior to the adoption of tax increment financing legislation authorized under Section 5709.41 of the Revised Code and more fully described as follows:

Situated in the City of Cleveland, County of Cuyahoga and State of Ohio and known as being part of Original Two Acres Lot Nos. 59 and 60, and bounded and described as follows:

Beginning on the Northwesterly line of Public Square, at a point 88 feet Southwesterly from its point of intersection with the Northeasterly line of Original Lot No. 60, which Northeasterly line is also the Southwesterly line of Ontario Street; thence Northwesterly on a line parallel to said Southwesterly line of Ontario Street, 168.75 feet; thence Southwesterly on a line parallel to the Northwesterly line of Public Square, 79.75 feet to the Northeasterly line of West 2nd Street; thence Southeasterly along the Northeasterly line of West 2nd Street, 168.75 feet to the Northwesterly line of Public Square; thence Northeasterly along the Northwesterly line of Public Square, 79.75 feet to the place of beginning, together with all of Grantor's right, title and interest, if any, to the streets and alleys abutting the above premises, be the same more or less, but subject to all legal highways.

PPN: 101-07-019

Section 2. That the Director of Economic Development is authorized to execute on behalf of the City of Cleveland all necessary documents to acquire and to convey the

property and to employ and to cause 75 Public Square Ohio, LLC, or its designee, to pay all fees for title companies, surveys, escrows, appraisers, environmental audits, and all other costs necessary for the acquisition and sale of the property.

Section 3. That this Council finds the conveyances are in compliance with division (B)(1) of Section 5709.41 of the Revised Code, and the proposed improvements constitute and are declared a public purpose under said section, and the subject property is located in a blighted area of an impacted City as required by Section 5709.41 of the Revised Code.

Section 4. That the conveyance shall be made by official deed prepared by the Director of Law and executed by the Mayor and the Commissioner of Purchases and Supplies on behalf of the City of Cleveland.

Section 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Referred to the Directors of Economic Development; City Planning Commission; Finance; and Law; Committees on Development, Planning and Sustainability; and Finance.