

CITY OF MIDDLEBURG HEIGHTS, OHIO

Ordinance No. 2023-**52**

Introduced By: Mayor Matthew Castelli

**AN ORDINANCE
AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO
A PURCHASE AGREEMENT FOR THE PURCHASE OF CERTAIN REAL
ESTATE IN THE CITY OF MIDDLEBURG HEIGHTS AS PART OF THE
MIDDLEBURG HEIGHTS COMMUNITY MASTER PLAN AND
REVITALIZATION OF SOUTHLAND SHOPPING CENTER
AND DECLARING AN EMERGENCY**

WHEREAS, the Middleburg Heights Community Master Plan was adopted by City Council by Ordinance #2022-77 on September 13, 2022, to develop a community vision for the city's future and concentrates on four focus areas for improvements; and

WHEREAS, the Southland Planning Study was incorporated into the Middleburg Heights Master Plan to describe the community vision for the redevelopment of the Southland area; and

WHEREAS, by Resolution #2021-71, passed on September 28, 2021, authorized the Mayor to submit an application for the TLCI (Transportation for Livable Communities Initiative) Implementation Program for the reconstruction of the Smith Road corridor between West 130th Street and Pearl Road in the Southland District as part of the District's Vision Plan; and

WHEREAS, the purchase and acquisition of this 14.93-acre parcel is part of the City's redevelopment of the Southland area pursuant to the Middleburg Heights Community Master Plan and Southland Planning Study, and consistent with Ohio Revised Code 5709.41.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, STATE OF OHIO, AS FOLLOWS:

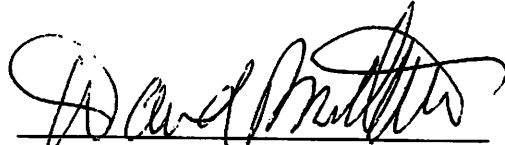
Section 1: That the Mayor and Finance Director are hereby authorized to enter into a purchase agreement, a copy of which is attached hereto and marked "Exhibit A", and with any changes or revisions as are approved by the Law Director which are in substantially the same form as the agreement marked as "Exhibit A", for the purchase of approximately 14.93 acres along West 130th Street in the City of Middleburg Heights.

Section 2: That there is hereby appropriated \$2,100,000.00 from the Capital Improvements Fund to implement this Ordinance.

Section 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance 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 actions were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Middleburg Heights Code and Section 121.22 of the Ohio Revised Code.

Section 4: That 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. Wherefore, provided this Ordinance receives the affirmative vote of at least two-thirds (2/3) of the members of Council it shall take effect and be in force immediately upon its passage and approval by the Mayor.


Passed: 4/13/23


President of Council

Attest: M. Meola
Clerk of Council

Approved On: 6-14-23

Presented to Mayor: 4/14/23


Mayor

	Yea	Nay
Bortolotto	<u>X</u>	_____
Ali	<u>X</u>	_____
Sage	<u>X</u>	_____
Meany	<u>X</u>	_____
McGregor	<u>X</u>	_____
Ference	<u>X</u>	_____
Grech	<u>X</u>	_____

CERTIFICATE

I, Mary Ann Meola, Clerk of Council of the City of Middleburg Heights, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ord. 2023-52 passed on the 13th day of June 2023 by said Council.

Mary Ann Meola
Clerk of Council

I, Mary Ann Meola Clerk of the Council of the City of Middleburg Hts., Ohio, hereby certify that Ord. 2023-52 adopted by the Council of the City of Middleburg Hts., on 6/13/23 was posted for a period of fifteen days, beginning 6/15/23 and remained so posted for fifteen days at the two posting places as designated by Charter.

Mary Ann Meola
Clerk