

RESOLUTION NO. 2021 – 16

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO THE FIRST AMENDED TO A SETTLEMENT AGREEMENT WITH ATC SIXTEEN REALTY, INC. AND DECLARING AN EMERGENCY

WHEREAS, Ordinance 2020 -1 authorized the Mayor to enter into a Settlement Agreement with ATC Realty Inc.; and

WHEREAS, the parties now wish to amend the Settlement Agreement on financial terms favorable to the City.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Parma Heights, County of Cuyahoga and State of Ohio:

Section 1. The Mayor is authorized to enter into the first amendment to the settlement agreement with ATC Realty, Inc. pursuant to terms and conditions approved by the Director of Law and which are substantially in the form as set forth in Exhibit A, which is attached to this Resolution and incorporated herein, as if fully rewritten.

Section 2. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of the Council and of any of its committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 3. This Resolution is declared to be an emergency measure for the public peace, health and safety of the Municipality and for the further reason that amending the provisions of the settlement agreement are financially advantageous to the city; wherefore, this Resolution shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

PASSED: AUGUST 30, 2021



PRESIDENT OF COUNCIL
MARIE GALLO

ATTEST: 

CLERK OF COUNCIL
CHRISSY REASON

Aug 30, 2021

APPROVED

FILED WITH
THE MAYOR: AUGUST 30, 2021



MAYOR
MICHAEL BYRNE



EXHIBIT A

AMENDED SETTLEMENT AGREEMENT