

RESOLUTION NO.: 2018-R61
SPONSOR: MAYOR NEUGEBAUER
INTRODUCED: AUGUST 14, 2018 **ASSIGNED TO:** _____

A RESOLUTION AUTHORIZING THE CITY OF GREEN TO ENTER INTO AN ASSET PURCHASE AGREEMENT WITH RAINTREE COUNTRY CLUB, INC. AND RAINTREE GOLF, LLC. FOR THE REAL PROPERTY LOCATED AT 4340 MAYFAIR ROAD, UNIONTOWN, OHIO 44685, AND ALL PERSONAL PROPERTY SITUATED THEREON AND/OR RELATED THERETO, MAKING AN APPROPRIATION, AUTHORIZING AN ADVANCE, APPROVING TERMS FOR REPAYMENT OF ADVANCE, AND DECLARING AN EMERGENCY.

WHEREAS, the Administration entered into a discussion with Raintree Country Club, Inc., and Raintree Golf, LLC., the owners of the property located at 4340 Mayfair Road, Uniontown, Ohio 44685, and known as being all of Blocks A and B of Raintree Country Club Estates as recorded in Plat Cabinet H Slide 748 of Summit County Record of Plats; and

WHEREAS, the City of Green, Raintree Country Club, Inc., and Raintree Golf, LLC., have reached a tentative agreement for the purchase of the property; and

WHEREAS, the Administration desires to proceed with the purchase of the real and personal property and believes it to be in the best interest of the City to acquire this property for future use; and

WHEREAS, it is necessary to appropriate funds to pay for the cost of the purchase; and

WHEREAS, pursuant to the general laws of the State of Ohio and AOS Bulletin 1997-03 on interfund advances, it is necessary to reallocate cash from the General Fund to the Park Capital Projects Reserve Fund to provide cash flow.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO, THAT:

SECTION ONE:

Green City Council authorizes the Mayor to enter into the Asset Purchase Agreement, attached as Exhibit "A", and proceed with the purchase of the personal property and the real property located at 4340 Mayfair Road, Uniontown, Ohio 44685, and known as being all of Blocks A and B of Raintree Country Club Estates, less .34 acres separate parcel, as recorded in Plat Cabinet H Slide 748 of Summit County Record of Plats.

SECTION TWO:

Green City Council authorizes the Finance Director to appropriate Three Million Three Hundred Thousand Dollars (\$3,300,000.00), plus closing costs, in an amount to be determined at closing, to the Park Capital Land Purchase Account (Acct #402-6000-53610), from the unappropriated balance of the Park Capital Projects Reserve Fund.

SECTION THREE:

Green City Council approves the advance of Three Million Three Hundred Thousand Dollars (\$3,300,000.00) from the General Fund to the Park Capital Projects Reserve Fund to provide the necessary

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cash flow for this purchase of land. Council further authorizes a Long-Term Repayment Schedule for the repayment of said advance, which is attached hereto and incorporated herein as Exhibit "B".

SECTION FOUR:

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings if this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

SECTION FIVE:

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green. Provided that this legislation receives the affirmative vote of three-fourths of the members elected or appointed 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 at the earliest time allowed by law.

ADOPTED: _____

Nichole Baldinger, Clerk of Council, Interim

Chris Humphrey, Council President

APPROVED: _____, 2018

Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: _____, 2018

ON ROLL CALL: Babbitt Dyer Humphrey Shaughnessy
 Speight Yeargin Young

Suburbanite publication on _____ and _____

Nichole Baldinger, Clerk of Council, Interim

08/07/2018 Approved as to form and content by William G. Chris Law Director, Interim _____