

TEMPORARY RESOLUTION NO. 86-10

PERMANENT RESOLUTION NO. 86-10

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A DEVELOPMENT PARTNER AGREEMENT WITH THE LANCASTER PORT AUTHORITY FOR THE FORMER FRICK-GALLAGHER PROPERTY

WHEREAS, Lancaster City Council passed Resolution 76-10 on June 28, 2010 authorizing the Director of Economic Development to submit a grant application to the Ohio Department of Development for a grant of up to \$2,000,000.00 from the CORF Program for the Project; and

WHEREAS, the Ohio Department of Development provides financial assistance to local government for site remediation; and

WHEREAS, the City of Lancaster and the Lancaster Port Authority share a mutual desire to redevelop the former Frick-Gallagher site;

BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO.

SECTION 1. That the Mayor or his designee shall execute the Development Partner Agreement of Understanding on behalf of the City.

SECTION 2. The Agreement in the form presently on file with the Clerk of Council is hereby approved and authorized with changes therein not inconsistent with this Resolution and not substantially adverse to the City and which has been tentatively approved by the Law Director. The Mayor or his designee for and in the name of the City, is hereby authorized to execute the Final Development Partner Agreement in this matter, provided further that the approval of changes thereto by the Law Director, and their character not being substantially adverse to the City, shall be evidenced conclusively by the execution thereof. This Council further authorizes the Mayor or his designee for and in the name of the City, to execute any amendments or changes to the Final Development Partner Agreement, which amendments are not inconsistent with this Resolution and not substantially adverse to the City.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: 7/19/2010 after 1st reading. Vote: Yeas 8 Nays 0

Date Approved: 7/20/2010

Clerk: Jessica Lee Handy

Regina O'Callahan
President of Council

W. White
Mayor

Offered by: Brigance

Second by: Rudolph
Requested by Finance Committee