

ORDINANCE 2021 - 84

AUTHORIZING THE CITY MANAGER TO ENTER INTO A RIGHT OF FIRST OPTION TO PURCHASE AGREEMENT WITH AMSS 3, LLC AND DECLARING AN EMERGENCY (SMITH PROPERTY)

WHEREAS, the City of Mason has determined that it is in the public interest and a proper public purpose to acquire certain future interests in real estate; and

WHEREAS, the City and AMSS 3, LLC have agreed to terms for the City to acquire a right of first option to purchase said property; and

WHEREAS, Council for the City of Mason now wishes to authorize the City Manager to enter into said contract and to execute any and all other necessary documents to complete the sale.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, seven members elected thereto concurring:

Section 1. That the City Manager is hereby authorized to execute a Right of First Option to Purchase Agreement with AMSS 3, LLC, substantially in the form of the agreement attached hereto as Exhibit "A," and incorporated herein by reference.

Section 2. That the City Manager is further authorized to execute any and all other documents necessary and related to the agreement.

Section 3. That the City Manager is further authorized to take any and all steps necessary to effectuate the terms of this Ordinance.

Section 4. That the Finance Director is hereby authorized to pay AMSS 3, LLC an amount not to exceed \$25,000 pursuant to the terms of the agreement.

Section 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare and shall be effective immediately upon its passage. The reason for said declaration of emergency is the need to execute the agreement as soon as possible.

Passed this 9th day of August, 2021.

Mayor

Attest:

Clerk of Council