

REQUESTED BY: CITY MANAGER, SCOTT BAUER

DATE OF FIRST READING: 5.2.23 WAIVE RULES? YES NO

FINAL ACTION DATE: 5.2.23 VOTE: YES NO

SUSPENSION OF TWO READING RULE:

YES	NO
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<u>7</u>	<u>0</u>

DENISE LINGO
 ROBERT PARSONS
 JOE ROETTING
 KISHA DOSA
 CORDEL GEORGE
 PAUL YOUNG III
 PEGGY RISSEL
 TOTALS

ADOPTION OF RESOLUTION:

YES	NO
<input checked="" type="checkbox"/>	<input type="checkbox"/>
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RESOLUTION NO. 23-1205

EMERGENCY RESOLUTION WITHDRAWING THE CITY'S OBJECTONS TO THE TRANSFER OF THE OHIO DEPARTMENT OF LIQUOR CONTROL LICENSE FROM PIT TO PLATE BBQ, LLC, TO STADIUM SPORTS BAR & GRILLE, LLC, REGARDING THE BUSINESS LOCATED AT 8021 HAMILTON AVENUE AND AUTHORIZING EXECUTION OF SETTLEMENT AGREEMENT

WHEREAS, via Resolution #22-1195, City Council resolved on October 4, 2022, to file objections with the Ohio Department of Liquor Control License with respect to the transfer of a liquor license for the business located at 8021 Hamilton Avenue from Pit to Plate BBQ, LLC to Stadium Sports Bar & Grille, LLC; and

WHEREAS, prior to the virtual hearing on the above-referenced objections, the City was able to come to a resolution and agreeable settlement terms with the permit holder in exchange for agreeing to withdraw the above-referenced objections.

WHEREAS, pursuant to the fully executed Settlement Agreement attached hereto as Exhibit "A" with the permit holders of the business located at 8021 Hamilton Avenue dba "Suite 31 Restaurant & Lounge" regarding the above-referenced objections, the City officially withdraws such objections to the transfer of a liquor license for the business located at 8021 Hamilton Avenue from Pit to Plate BBQ, LLC to Stadium Sports Bar & Grille, LLC.

NOW THEREFORE, BE IT RESOLVED BY A MAJORITY OF THE COUNCIL OF THE CITY OF MT. HEALTHY, STATE OF OHIO:

Section 1. The City of Mt. Healthy hereby withdraws its objections to the transfer of a liquor license for the business located at 8021 Hamilton Avenue from Pit to Plate BBQ, LLC to Stadium Sports Bar & Grille, LLC., and authorizes the City Manager to execute all paperwork including, but not limited to, the Settlement Agreement attached hereto as Exhibit "A" setting forth the terms of the above-referenced settlement.

Section 2. The Clerk of Council is hereby directed to forward a copy of this Resolution to the Ohio Department of Commerce Division of Liquor Control.

Section 3. That Council finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting and that all deliberations of Council which resulted in the passage of this Resolution were taken in meetings open to the public, in full compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 4. That this Resolution is hereby declared to be an emergency necessary for the immediate preservation of the public peace, health, safety, and welfare of the citizens of Mt. Healthy, Ohio. Execution of the Settlement Agreement attached hereto as Exhibit "A" shall immediately put measures and terms in place which will benefit the communications, safety, and policing process and ability of the Mt. Healthy Police Department with respect to the business located at 8021 Hamilton Avenue dba "Suite 31 Restaurant & Lounge". That this Resolution shall be in full force and effect from and after the first date provided by law.

Passed this 2nd day of May, 2023.



President of Council

Attest: 

Clerk of Council

Approved this 2nd day of May, 2023.



Mayor

Approved as to form:



Scott A. Sollmann, City Law Director