

RESOLUTION NO. 23-02

A RESOLUTION OF THE CITY OF CLEARWATER, FLORIDA AMENDING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF CLEARWATER AND TRIPROP CLEARWATER, LLC. (AS ASSIGNED BY ALANIK PROPERTIES; ANCO HOLDINGS, LLC; AND NIKANA HOLDINGS, LLC); PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City and Alanik Properties, LLC; Anco Holdings, LLC; and Nikana Holdings, LLC (collectively, the "Original Developer") were parties to that certain Hotel Density Reserve Development Agreement (the "Agreement") as originally approved on September 24, 2014, a copy of which is attached as Exhibit "1"; and

WHEREAS, the City and the Original Developer amended the Agreement (the "First Amendment") on August 20, 2015, a copy of which is attached as Exhibit "2"; and

WHEREAS, the Original Developer's interest in the Agreement, as amended, was assigned to Triprop Clearwater, LLC (the "New Developer") on May 9, 2016; and

WHEREAS, the City and the New Developer further amended the Agreement (the "Second Amendment") on November 21, 2019, a copy of which is attached as Exhibit "3"; and

WHEREAS, the City and the New Developer desire to amend certain terms and provisions of the Agreement, as amended, as more fully set forth in the attached Exhibit "4"; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA:

Section 1. The Third Amendment to the Hotel Density Reserve Development Agreement between the City of Clearwater and Triprop Clearwater, LLC, a copy of which is attached as Exhibit "4," is hereby approved.

Section 2. This resolution shall take effect immediately upon adoption.

Section 3. The City Clerk is directed to submit a recorded copy of the Development Agreement to the state land planning agency no later than fourteen (14) days after the Development Agreement is recorded.

PASSED AND ADOPTED this _____ day of _____, 2023.

Frank V. Hibbard
Mayor

Approved as to form:

Attest:

Matthew J. Mytych, Esq.
Assistant City Attorney

Rosemarie Call
City Clerk