

**RESOLUTION NO. 19-23**

A RESOLUTION OF THE CITY OF CLEARWATER, FLORIDA AMENDING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF CLEARWATER AND TRIPROP CLEARWATER, LLC AND M E M PC PROPERTIES INC. (AS ASSIGNED BY ALANIK PROPERTIES; ANCO HOLDINGS, LLC; 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") are 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 "Amended Agreement") on August 20, 2015, a copy of which is attached as Exhibit "2"; and

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

WHEREAS, the City and the New Developer desire to amend certain terms and provisions of the Agreement and the Amended Agreement, as more fully set forth in the attached Exhibit "3"; and

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

Section 1. The second AMENDMENT TO THE HOTEL DENSITY RESERVE DEVELOPMENT AGREEMENT between the City of Clearwater and TRIPROP CLEARWATER, LLC AND M E M PC PROPERTIES INC. (AS ASSIGNED BY ALANIK PROPERTIES; ANCO HOLDINGS, LLC; NIKANA HOLDINGS, LLC), a copy of which is attached as Exhibit "3," 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 \_\_\_\_\_, 2019.

\_\_\_\_\_  
George N. Cretekos  
Mayor

Approved as to form:

Attest:

\_\_\_\_\_  
Michael P. Fuino  
Assistant City Attorney

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Rosemarie Call  
City Clerk