

1 RESOLUTION NO. 2011-455

Late Filing

2
3 SPONSOR Mr. Pry

4
5 DATE November 07, 2011

COMMITTEE Planning

6
7 **A Resolution authorizing the County Executive to execute a renewal (third of four) of a**
8 **lease with United Disability Services, Inc., for approximately 1,280 square feet of space**
9 **located at 264 South Arlington Street, Akron, Ohio, in Council District 4, for cafeteria**
10 **operations, for a one-year term, from 11/20/11 through 11/19/12, with one option to renew**
11 **for an additional one-year term, for rent of \$1.00 per year, for the Executive's Department**
12 **of Law, Insurance and Risk Management, and declaring an emergency.**

13
14 WHEREAS, County Council previously adopted Resolution No. 2008-386, which
15 confirmed the award by the Board of Control of a lease with United Disability Services, Inc., for
16 approximately 1,280 square feet of space located at 264 South Arlington Street, Akron, Ohio, in
17 Council District 4, for cafeteria operations, for a one-year term, with four options to renew for an
18 additional one-year term, for rent of \$1.00 per year; and

19
20 WHEREAS, on 11/20/08, the County Executive executed the aforementioned lease, with
21 an initial term from 11/20/08 through 11/19/09, and an addendum to the lease governing the
22 operation of the cafeteria (the "Lease"); and

23
24 WHEREAS, County Council previously adopted Resolution No. 2010-083, which
25 authorized the County Executive to execute a renewal (first of four) of the Lease and an
26 addendum to the first renewal of the Lease, with three options to renew for an additional one-
27 year term; and

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29 WHEREAS, on 4/28/10, the Executive executed the First Renewal of the Lease and
30 Addendum to the First Renewal; and

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32 WHEREAS, County Council previously adopted Resolution No. 2010-480, which
33 authorized the County Executive to execute a renewal (second of four) of the Lease, with two
34 options to renew for an additional one-year term; and

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36 WHEREAS, on 12/7/11, the Executive executed the Second Renewal of the Lease; and

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38 WHEREAS, the County and United Disability Services, Inc., wish to enter into a renewal
39 (third of four) of the Lease for an additional one-year term, from 11/20/11 through 11/19/12,
40 with two options to renew for an additional one-year term; and

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42 WHEREAS, at its 8/26/08 meeting, the Summit County Children Services Board adopted
43 Resolution No. 08-2008-26/F, which is attached as Exhibit A, which approved a contract with
44 United Disability Services, Inc., to institute an on-site food service program and no further Board
45 approval is necessary to renew the lease; and

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47 WHEREAS, because United Disability Services, Inc., is a non-profit corporation and is
48 leasing the space for educational and/or charitable purposes, the approval of the Board of Control
49 is not required pursuant to Section 177.17(e) of the Codified Ordinances of County of Summit;
50 and

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4 WHEREAS, County Council has determined by reviewing all pertinent information that
5 it is necessary and in the best interest of the County of Summit to authorize the Executive to
6 execute the renewal (third of four) of the Lease for an additional one-year term is necessary and
7 in the best interest of the County of Summit;

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9 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
10 of Ohio, that:

11
12 SECTION 1

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14 The County Executive is hereby authorized to execute a renewal (third of four) of a lease
15 with United Disability Services, Inc., for approximately 1,280 square feet of space located at 264
16 South Arlington Street, Akron, Ohio, in Council District 4, for cafeteria operations, for a one-
17 year term, from 11/20/11 through 11/19/12, with one option to renew for an additional one-year
18 term, for rent of \$1.00 per year.

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20 SECTION 2

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22 This Resolution is hereby declared an emergency in the interest of the health, safety and
23 welfare of the citizens of the County of Summit and for the further purpose of immediately
24 authorizing the Executive to execute a necessary renewal of a lease with United Disability
25 Services, Inc., for cafeteria operations.

26
27 SECTION 3

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29 Provided this Resolution receives the affirmative vote of eight members, it shall take
30 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
31 effect and be in force at the earliest time provided by law.


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33 SECTION 4

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35 It is found and determined that all formal actions of this Council concerning and relating
36 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
37 deliberations of this Council and of any of its committees that resulted in such formal action,
38 were in meetings open to the public, in compliance with all legal requirements, including Section
39 121.22 of the Ohio Revised Code.

40
41 INTRODUCED October 24, 2011

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43 ADOPTED November 07, 2011

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45 
46 CLERK OF COUNCIL


PRESIDENT OF COUNCIL

47
48 APPROVED November 9, 2011

49
50 
51 EXECUTIVE

November 9, 2011
ENACTED EFFECTIVE

Voice Vote: 9-0: YES: Comunale, Feeman, Kostandaras, Kurt, Lee
Rodgers, Roemer, Schmidt, Shapiro. ABSENT: Crawford, Prentice