

1 RESOLUTION NO. 2012-035

2  
3 SPONSOR Mr. Pry

4  
5 DATE February 13, 2012

COMMITTEE Planning

6  
7 **A Resolution approving the renewal of the Services Agreement between the Northeast Ohio**  
8 **Joint Office of Economic Development (“JOED”) and the Northeast Ohio Trade and**  
9 **Economic Consortium (“NEOTEC”), from 1/1/12 through 12/31/12, with the reservation**  
10 **that the automatic annual renewal in Paragraph 1.3 is not authorized, and authorizing the**  
11 **payment directly to NEOTEC of the County’s annual JOED contribution of \$25,000.00 to**  
12 **compensate NEOTEC for providing services to JOED for that period, for the Executive’s**  
13 **Department of Community and Economic Development, and declaring an emergency.**

14  
15 WHEREAS, the County of Summit entered into an Amended Cooperative Agreement  
16 dated as of September 1, 2000 (the “Cooperative Agreement”), creating under Section 307.07 of  
17 the Ohio Revised Code a joint economic development district known as the Northeast Ohio Joint  
18 Office of Economic Development (“JOED”) consisting of the County of Summit and the  
19 counties of Ashtabula, Columbiana, Mahoning, Portage, Stark and Trumbull (“JOED Counties”);  
20 and

21  
22 WHEREAS, County Council previously adopted Resolution 2004-652, approving the  
23 addition of the counties of Medina and Wayne to the JOED; and

24  
25 WHEREAS, under the Cooperative Agreement, the County’s annual contribution to the  
26 JOED is \$25,000.00; and

27  
28 WHEREAS, Council previously adopted Resolution No. 2004-259, which approved  
29 payment of \$25,000.00 to the Northeast Ohio Trade & Economic Consortium (“NEOTEC”) for  
30 providing services to the JOED from 1/1/04 through 12/31/04 and authorized the JOED to enter  
31 into a services agreement with NEOTEC, with the reservation that the automatic annual renewal  
32 in Paragraph 1.3 was not authorized; and

33  
34 WHEREAS, the JOED entered into the agreement for the purchase of services (the  
35 “Services Agreement”) with NEOTEC, from 1/1/04 through 12/31/04, a copy of which was  
36 attached to Resolution No. 2004-259 as Exhibit A and incorporated therein as if fully restated,  
37 except for the automatic renewal in Paragraph 1.3; and

38  
39 WHEREAS, under the Services Agreement, the County’s annual contribution to the  
40 JOED in the amount of \$25,000.00 is to be paid to NEOTEC to compensate NEOTEC for  
41 services provided under the Services Agreement; and

42  
43 WHEREAS, because the County of Summit did not agree to the automatic renewal of the  
44 Services Agreement pursuant to Paragraph 1.3 an annual approval by Council of the Services  
45 Agreement and authorization of payment of fees to NEOTEC for providing services to JOED  
46 under the Services Agreement is necessary; and

47  
48 WHEREAS, this Councils finds and determines, after reviewing all pertinent  
49 information, that it is necessary and in the best interest of the County of Summit to approve the  
50 renewal of the Services Agreement between JOED and NEOTEC, from 1/1/12 through 12/31/12,  
51 with the reservation that the automatic annual renewal in Paragraph 1.3 is not authorized, and to  
52 authorize the payment of \$25,000.00 to NEOTEC for providing services to JOED for that period;

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

6  
7 SECTION 1

8  
9 The renewal of the Services Agreement between the Northeast Ohio Joint Office of  
10 Economic Development ("JOED") and the Northeast Ohio Trade & Economic Consortium  
11 ("NEOTEC"), from 1/1/12 through 12/31/12 is hereby approved, with the reservation that the  
12 automatic renewal in Paragraph 1.3 is not authorized, and the County Executive is authorized to  
13 execute any documents necessary for the same. The payment of \$25,000.00 to NEOTEC for  
14 providing services to JOED from 1/1/12 through 12/31/12 is hereby authorized.

15  
16 SECTION 2

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18 The renewal of the Services Agreement does not include the approval of Paragraph 1.3 of  
19 the Agreement, which provides that the Agreement renews automatically unless a majority of the  
20 JOED Counties elect not to renew it. Paragraph 1.3 is not authorized by the County of Summit  
21 and the County's contribution of \$25,000.00 under the Services Agreement for any renewal  
22 periods after the initial term of 1/1/04 through 12/31/04 shall continue to be subject to the  
23 approval of County Council and the appropriation of funds.

24  
25 SECTION 3

26  
27 The Clerk of Council is hereby directed to deliver a copy of the Resolution to the  
28 secretary of NEOTEC and the Chairman of the JOED.

29  
30 SECTION 4

31  
32 This Resolution is hereby declared an emergency in the interest of the health, safety, and  
33 welfare of the citizens of the County of Summit, and for the further reason that it is necessary to  
34 immediately authorize funding for JOED and immediately authorize payment to NEOTEC for  
35 2012.


36  
37 SECTION 5

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

42  
43 SECTION 6

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45 It is found and determined that all formal action of this Council concerning and relating  
46 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
47 deliberations of this Council and of any of its committees that resulted in such formal action,  
48 were in meetings open to the public, in compliance with all legal requirements, including Section  
49 121.22 of the Ohio Revised Code.  
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1 RESOLUTION NO. 2012-035  
2 PAGE THREE  
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5 INTRODUCED January 30, 2012  
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7 ADOPTED February 13, 2012  
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12 CLERK OF COUNCIL  
13 APPROVED February 14, 2012  
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16   
17 EXECUTIVE  
18  
19 ENACTED EFFECTIVE February 14, 2012

  
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PRESIDENT OF COUNCIL

Voice Vote: 9-0 Yes:Commale, Crawford, Feeman, Kostandaras  
Kurt, Lee, Rodgers, Roemer, Schmidt. Absent: Prentice, Shapiro