

1  
2 RESOLUTION NO. 2015-029

**Late Filing**

3  
4 SPONSOR Mr. Pry

5  
6 DATE January 26, 2015

COMMITTEE Planning

7  
8 **A Resolution authorizing the County Executive to execute a First Amendment to the**  
9 **Agreement for Building Inspection Services with the City of Akron to permit the County**  
10 **Department of Building Standards to perform post construction commercial and**  
11 **residential projects within the territorial jurisdiction of the City of Akron, for the**  
12 **Executive, and declaring an emergency.**

13  
14 WHEREAS, on or about January 31, 2009, pursuant to the authority granted by this  
15 Council in Resolution No. 2009-004, the County Executive executed an agreement with the City  
16 of Akron which authorized the County Department of Building Standards to review building  
17 plans, issue permits and conduct inspections of structures within the territorial jurisdiction of the  
18 City of Akron in accordance with the provisions of Chapters 3781 and 3791 of the Ohio Revised  
19 Code and as more fully set forth in the enabling Resolution and aforesaid Agreement; and

20  
21 WHEREAS, amendments or modifications to the aforesaid Agreement must be set forth  
22 in writing and adopted, if necessary, by the legislative Council of the City and County as more  
23 fully set forth in Section 16 of the aforementioned Agreement; and

24  
25 WHEREAS, the City of Akron and the County of Summit both desire to execute a First  
26 Amendment to the Agreement For Building Inspection Services to allow the County Department  
27 of Building Standards to perform post construction commercial and residential site improvement  
28 inspections within the territorial jurisdiction of the City of Akron, Ohio; and

29  
30 WHEREAS, this Council has determined by reviewing all pertinent information that it is  
31 necessary and in the best interest of the County of Summit to authorize the Executive to execute  
32 the aforementioned amendment;

33  
34 NOW THEREFORE, BE IT RESOLVED, by the Council of the County of Summit, State  
35 of Ohio, that:

36  
37 SECTION 1

38  
39 The County Executive is hereby authorized to execute the First Amendment to the  
40 Agreement For Building Inspection Services with the City of Akron setting forth the scope of  
41 duties, manner of performance and all essential terms and conditions whereby the County of  
42 Summit will exercise post construction commercial and residential site improvement inspections  
43 within the territorial jurisdiction of the City of Akron, Ohio, a copy of said Amendment being  
44 attached hereto as Exhibit "A" and incorporated by reference as if fully re-written herein. The  
45 First Amendment to the Agreement For Building Inspection Services is approved with changes  
46 therein not inconsistent with this Resolution and not substantially adverse to the County which  
47 shall be approved by the County Executive.  
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1 RESOLUTION NO. 2015-029

2 PAGE TWO

3  
4 SECTION 2

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6 This Resolution is hereby declared to be an emergency in the interest of the health, safety  
7 and welfare of the citizens of Summit County, Ohio, and for the further reason that commercial  
8 and residential site plan provides immediate oversight of storm water management.

9  
10 SECTION 3

11  
12 Provided this Resolution receives the affirmative vote of eight members, it shall take  
13 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
14 effect and be in force at the earliest time provided by law.

15  
16 SECTION 4

17  
18 It is found and determined that all formal actions of this Council concerning and relating  
19 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
20 deliberations of this Council and any of its committees that resulted in such formal action, were  
21 in meetings open to the public, in compliance with all legal requirements, including Section  
22 121.22 of the Ohio Revised Code.

23  
24  
25 INTRODUCED January 5, 2015

26  
27 ADOPTED January 26, 2015

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29  
30   
CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL

31  
32 APPROVED January 27, 2015

33  
34  
35  
36   
EXECUTIVE

January 27, 2015  
ENACTED EFFECTIVE

Voice Vote: 11-0: YES: Comunale, Crawford, Donofrio, Feeman, Kostandaras,  
Kurt, Lee, Prentice, Rodgers, Schmidt, Shapiro