

1 RESOLUTION NO. 2017-516

2
3 SPONSOR Ms. Shapiro

4
5 DATE December 12, 2017 COMMITTEE Public Safety

6
7 **A Resolution authorizing the County Executive to execute the Seventh Amendment to the**
8 **Agreement of Sublease with the Ohio Department of Rehabilitation and Correction,**
9 **pertaining to the finance of capital improvements to the Summit County Community Based**
10 **Correctional Facilities, for the Executive's Department of Law, Insurance and Risk**
11 **Management - Division of Public Safety, and declaring an emergency.**

12
13 WHEREAS, the County of Summit entered into an Agreement of Sublease with the Ohio
14 Department of Rehabilitation and Correction ("ODRC"), made as of 8/1/95, pursuant to
15 Resolution No. 95-470, which was subsequently amended and supplemented by the First
16 Amendment to Agreement of Sublease, made as of 12/1/96, pursuant to Resolution No. 96-670,
17 the Second Amendment to Agreement of Sublease, made as of 4/1/00, pursuant to Resolution
18 No. 2000-210, the Third Amendment of Agreement of Sublease, made as of 12/1/00, pursuant to
19 Resolution No. 2000-784, the Fourth Amendment to Agreement of Sublease, made as of 4/1/09,
20 pursuant to Resolution No. 2009-089 and the Fifth Amendment of Sublease, made as of 1/27/15,
21 pursuant to Resolution No. 2015-018, the Sixth Amendment to Agreement of Sublease, made as
22 of 11/01/16, pursuant to Resolution No. 2015-491 (collectively the "Sublease"); and

23
24 WHEREAS, the ODRC has awarded the County of Summit \$258,000.00 in capital
25 improvement funds to replace the roof units at the Cliff Skeen Community Based Correctional
26 Facility for Women located at 941 Sherman Street, Akron, Ohio and the Summit County
27 Community Based Correctional Facility located at 264 East Crosier Street, Akron, Ohio 44311,
28 (collectively the "CBCFs") (Project No. DRC-17CB04), which requires amendment of the
29 Sublease;

30
31 WHEREAS, County and ODRC desire to amend the Sublease with the consent of the
32 Ohio Building Authority in accordance with the terms of the Seventh Amendment to the
33 Sublease; and

34
35 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
36 that it is necessary and in the best interest of the County of Summit to authorize the County
37 Executive to execute the Seventh Amendment of the aforementioned Sublease;

38
39 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
40 of Ohio, that:

41
42 SECTION 1

43
44 The County Executive is hereby authorized to execute the Seventh Amendment to the
45 Agreement of Sublease with the Ohio Department of Rehabilitation and Correction pertaining to
46 the finance of capital improvements to the Cliff Skeen Community Based Correctional Facility
47 for Women located at 941 Sherman Street, Akron, Ohio and the Summit County Community
48 Based Correctional Facility located at 264 East Crosier Street, Akron, Ohio 44311 (collectively
49 the "CBCFs").
50

1 RESOLUTION NO. 2017-516

2 PAGE TWO

3
4 SECTION 2

5
6 The proper officers of the County and this Council, as appropriate, are each authorized
7 and directed to deliver any additional certificates, documents or instruments and to take such
8 further actions which are necessary or appropriate to effect the intent and purposes of this
9 Resolution and the Seventh Amendment to the Sublease.

10
11 SECTION 3

12
13 This Resolution is hereby declared an emergency in the interest of the health, safety and
14 welfare of the citizens of the County of Summit and for the further reason to immediately
15 authorize the Executive to execute the Seventh Amendment to the aforementioned Sublease to
16 facilitate the expenditure of funds in order to make foundational repairs to the CBCFs.

17
18 SECTION 4

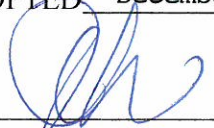
19
20 Provided this Resolution receives the affirmative vote of eight members, it shall take
21 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
22 effect and be in force at the earliest time provided by law.

23
24 SECTION 5

25
26 It is found and determined that all formal actions of this Council concerning and relating
27 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
28 deliberations of this Council and of any of its committees that resulted in such formal action,
29 were in meetings open to the public, in compliance with all legal requirements, including Section
30 121.22 of the Ohio Revised Code.


31
32
33 INTRODUCED November 27, 2017

34
35 ADOPTED December 12, 2017

36
37
38 
39 _____
CLERK OF COUNCIL

40
41
42 
43 _____
PRESIDENT OF COUNCIL

44
45 APPROVED December 13, 2017

46
47 
48 _____
EXECUTIVE

ENACTED EFFECTIVE December 13, 2017

Voice Vote: 11-0 YES: Crawford, Dickinson, Donofrio, Feeman, Hamilton,
Koehler, Prentice, Rodgers, Schmidt, Walters, Wilhite