

1 RESOLUTION NO. 2015-294

2
3 SPONSOR Council of the Whole

4
5 DATE July 20, 2015

COMMITTEE Planning

6
7 **A Resolution approving the creation of the Village of Walton Hills – Sagamore Hills**
8 **Township Joint Economic Development District, for the County Council, and declaring an**
9 **emergency.**

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11 WHEREAS, Ohio Revised Code Chapter 715 empowers certain political subdivisions to
12 form joint economic development districts to share in the costs of improvements for economic
13 development purposes; and

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15 WHEREAS, in accordance with Ohio Revised Code Sections 715.72 through 715.81,
16 Sagamore Hills Township, Summit County, Ohio (the “Township”) and the Village of Walton
17 Hills, Cuyahoga County (the “Village”) have entered the Village of Walton Hills - Sagamore
18 Hills Township Joint Economic Development District Agreement (the “Agreement”) to create
19 and provide for the operation of a joint economic development district known as the Village of
20 Walton Hills - Sagamore Hills Township Joint Economic Development District (the “JEDD”);
21 and

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23 WHEREAS, the JEDD territory lies within Summit County (the “County”), the territory
24 of the Township lies within the County, and the territory of the Village lies within Cuyahoga
25 County; and

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27 WHEREAS, the stated purpose of the JEDD is to facilitate economic development to
28 create or preserve jobs and employment opportunities and to improve the economic welfare of
29 the people in State of Ohio, Cuyahoga County, the Township, and the Village as a whole; and

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31 WHEREAS, retention and additional development of businesses within the JEDD will
32 benefit the County and its residents by creating economic opportunities, enlarging the property
33 tax base, and stimulating collateral development in the County; and

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35 WHEREAS, the County has received all documents required under Ohio Revised Code
36 Sections 715.75 and 715.76, including: (i) a signed copy of the agreement between the Township
37 and the Village to form the JEDD; (ii) a description of the area or areas to be included in the
38 JEDD, including a map that denotes the specific boundaries of the area or areas and that
39 indicates any pertinent zoning restrictions; (iii) the economic development plan proposed for the
40 JEDD; (iv) certified copies of the resolutions of the Township and the Village relating to the
41 contract and district; (v) certificates from the Township and the Village that the public hearings
42 required by Ohio Revised Code Section 715.75 have been held, which certificates include the
43 dates of the hearings together with evidence of publication of notice for the hearings; (vi) a
44 petition signed by a majority of the owners of property located within the area or areas to be
45 included in the district; and (vii) a petition signed by a majority of the owners of businesses
46 located within the area or areas to be included in the district; and

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48 WHEREAS, it is apparent that the Township and the Village have each entered the
49 Agreement freely and without duress or coercion; and

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4 WHEREAS, Ohio Revised Code Sections 715.76 and 715.77 require this County Council
5 to evaluate a proposed joint economic development district within its jurisdiction and to approve
6 or disapprove its creation; and

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8 WHEREAS, this Council finds and determines, by reviewing all pertinent information,
9 that it is necessary and in the best interest of the County of Summit to approve the creation of the
10 Village of Walton Hills – Sagamore Hills Township Joint Economic Development District for
11 the aforementioned reasons;

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

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16 SECTION 1

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18 Acknowledgment of Receipt of Required Documents. The County Council hereby finds
19 and determines that all documents required to be submitted to the County under Ohio Revised
20 Code Sections 715.75 and 715.76 in connection with the JEDD were submitted and have been
21 received by the County in accordance with the timeframes set forth in Ohio Revised Code Sections
22 715.75 and 715.76.

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24 SECTION 2

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26 Approval of the JEDD. This County Council hereby finds and determines that the creation
27 of the JEDD to promote economic development is in the best interests of the County. This County
28 Council hereby approves the creation of the JEDD.

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30 SECTION 3

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32 Findings Regarding Township Authority Not to Hold Election on Township Resolution
33 Approving JEDD. This County Council hereby finds and determines that the Township has the
34 proper authority under Ohio Revised Code Section 715.77(A)(1) to choose not to submit Township
35 Resolution No. 15-26 approving the JEDD, adopted on June 22, 2015, to the electors of the
36 Township for approval, as a result of (a) the unanimous adoption by the Board of Trustees of the
37 Township of the resolution approving the JEDD, (b) the fact that the creation of the JEDD was
38 proposed at the request of a majority of the owners of real property within the JEDD, and (c) the
39 fact that the territory within the JEDD is currently zoned in a manner that is appropriate to the
40 purposes of the JEDD; therefore, no such election is required by law or shall be held.

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42 SECTION 4

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44 Notice. The Clerk of the Council is hereby directed to deliver a copy of this Resolution to
45 the President of the Township Board of Trustees and the Mayor of the Village within fifteen (15)
46 days after its adoption.

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48 SECTION 5

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

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2 PAGE TWO

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4 SECTION 6

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6 Open Meetings. It is found and determined that all formal actions of this Council
7 concerning and relating to the adoption of this Resolution were adopted in an open meeting of
8 this Council, and that all deliberations of this Council and of any of its committees that resulted
9 in such formal action, were in meetings open to the public, in compliance with all legal
10 requirements, including Section 121.22 of the Ohio Revised Code.

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13 INTRODUCED July 6, 2015

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15 ADOPTED July 20, 2015

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20 CLERK OF COUNCIL

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29 PRESIDENT OF COUNCIL

APPROVED July 21, 2015

EXECUTIVE

ENACTED EFFECTIVE July 21, 2015

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