

1 RESOLUTION NO. 2017-536

First Reading Passage Requested

(J. Dodson)

2 SPONSOR Ms. Shapiro

3 DATE December 12, 2017

COMMITTEE Planning

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7 **A Resolution authorizing the County Executive to execute, subject to the approval of the**
8 **Board of Control, a lease agreement with Akron Main Place Development, LLC, for the**
9 **lease of 15,996 square feet of space at 121 S. Main St., Akron, OH 44308 for office and**
10 **courtroom space for the Ninth District Court of Appeals, for the Executive, and declaring**
11 **an emergency.**

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13 WHEREAS, pursuant to Section 177.15 of the Codified Ordinances of the County of
14 Summit, the County Executive previously issued a request for proposals to lease space for the
15 relocation of the Ninth District Court of Appeals in downtown Akron; and

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17 WHEREAS, the County Executive issued the aforementioned request for proposals
18 because (i) the current location of the Ninth District Court of Appeals is not being properly
19 maintained and repaired, (ii) the County desires long-term cost stability, and (iii) the County
20 desires to improve the security of the Court; and

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22 WHEREAS, Akron Main Place Development, LLC submitted a proposal for the lease of
23 space by the County at 121 S. Main St., Akron, OH 44308, and the County Executive's Office
24 subsequently reviewed that proposal; and

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26 WHEREAS, following review of said proposal, the County Executive's Office has
27 negotiated the terms of a proposed lease of 15,996 square feet of space at 121 S. Main St.,
28 Akron, OH 44308, and the material terms of the lease have been memorialized in a Letter of
29 Intent, a copy of which is attached hereto as Exhibit A and incorporated herein by reference; and

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31 WHEREAS, pursuant to Section 177.15, this Council must authorize the County
32 Executive to execute the lease as set forth in the Letter of Intent; and

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34 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
35 that it is necessary and in the best interest of the County to authorize the County Executive to
36 execute a lease agreement with Akron Main Place Development, LLC as set forth in the Letter of
37 Intent, together with any other documents necessary to consummate the transaction set forth in
38 the Letter of Intent.

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

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43 SECTION 1

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45 The County Executive is hereby authorized, subject to the approval of the Board of
46 Control, to execute a lease agreement with Akron Main Place Development, LLC, consistent
47 with the terms of the Letter of Intent, attached hereto as Exhibit A and incorporated herein by
48 reference, for the lease of 15,996 square feet of space 121 S. Main St., Akron, OH 44308 for
49 office and courtroom space for the Ninth District Court of Appeals.

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1 RESOLUTION NO. 2017-536

2 PAGE TWO

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4 SECTION 2

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6 The County Executive is further authorized and directed to execute any other documents
7 necessary to consummate the transaction outlined in the Letter of Intent in addition to the
8 aforementioned Lease Agreement.

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10 SECTION 3

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12 This Resolution is hereby declared an emergency in the interest of the health, safety and
13 welfare of the citizens of the County of Summit, and for the further reason to immediately
14 authorize the County Executive to enter into the aforementioned lease agreement so that
15 construction may begin for the space that will be leased by the County as soon as possible.

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17 SECTION 4

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

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23 SECTION 5

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

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32 INTRODUCED December 12, 2017

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34 ADOPTED December 12, 2017

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38 CLERK OF COUNCIL

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44 PRESIDENT OF COUNCIL

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46 APPROVED December 13, 2017

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50 EXECUTIVE

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52 ENACTED EFFECTIVE December 13, 2017

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