

1 ORDINANCE NO. 2018-173

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE May 14, 2018

COMMITTEE Rules

6  
7 **An Ordinance amending Chapter 164A of the Codified Ordinances of the County of**  
8 **Summit, entitled “Development Finance Authority,” to modernize said Chapter in**  
9 **conformity with changes in the Ohio Revised Code, actual practice of the Development**  
10 **Finance Authority of Summit County, and recommendations of the Board of Trustees of**  
11 **the Development Finance Authority of Summit County, for the Executive’s Department of**  
12 **Law, Insurance and Risk Management, and declaring an emergency.**

13  
14 WHEREAS, in 1994, this Council initially adopted Chapter 164A of the Codified  
15 Ordinances of the County of Summit whereby it created the Development Finance Authority of  
16 Summit County (“DFA”), a port authority governed by Sections 4582.21 to 4582.59 of the Ohio  
17 Revised Code; and

18  
19 WHEREAS, since its creation, Chapter 164A has been modified from time to time, but  
20 has not generally been modernized to conform with changes in the Ohio Revised Code and  
21 actual practice of the DFA; and

22  
23 WHEREAS, the current version of Chapter 164A.19 provides that the Board of Trustees  
24 of the DFA may recommend to this Council new policies and procedures governing the matters  
25 within Sections 164A.09 to 164A.16; and

26  
27 WHEREAS, the Board of Trustees of the DFA, through its legal counsel, has  
28 recommended new policies and procedures governing the matters within Sections 164A.09 to  
29 164A.16, and the Board of Trustees has further recommended such other changes to the balance  
30 of Chapter 164A as it has determined necessary and in the interest of the DFA; and

31  
32 WHEREAS, the County Executive has proposed amending Chapter 164A as set forth on  
33 the attached Exhibit A, which is attached hereto and incorporated fully herein, to modernize the  
34 Chapter to conform with changes in the Ohio Revised Code, actual practice of the DFA, and the  
35 recommendations of the Board of Trustees of the DFA; and

36  
37 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
38 that it is necessary and in the best interest of the County to amend Chapter 164A for the reasons  
39 set forth above.

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

43  
44 SECTION 1

45  
46 Chapter 164A of the Codified Ordinances of the County of Summit, entitled  
47 “Development Finance Authority,” is hereby amended as set forth on Exhibit A, which is  
48 attached hereto and incorporated fully herein.  
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1 ORDINANCE NO. 2018-173

2 PAGE TWO

3  
4 SECTION 2

5  
6 The Ordinance is hereby declared an emergency in the interest of the health, safety and  
7 welfare of the citizens of the County of Summit, and for the further reason to immediately amend  
8 Chapter 164A to provide for the continued orderly operation and success of the DFA by  
9 modernizing the Chapter to conform with changes in the Ohio Revised Code, actual practice of  
10 the DFA, and the recommendations of the Board of Trustees of the DFA.

11  
12 SECTION 3


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

17  
18 SECTION 4


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20 It is found and determined that all formal actions of this Council concerning and relating  
21 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all  
22 deliberations of this Council and of any of its committees that resulted in such formal action,  
23 were in meetings open to the public, in compliance with all legal requirements, including Section  
24 121.22 of the Ohio Revised Code.

25  
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27 INTRODUCED April 30, 2018

28  
29 ADOPTED May 14, 2018


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33 CLERK OF COUNCIL

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36 \_\_\_\_\_

37 PRESIDENT OF COUNCIL

38  
39 APPROVED May 15, 2018

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42 \_\_\_\_\_

43 EXECUTIVE

ENACTED EFFECTIVE May 15, 2018

Voice Vote: 9-0-1: YES: Donofrio, Feeman, Koehler, Prentice, Rodgers,  
Schmidt, Soyars, Walters, Wilhite  
ABSTAIN: Dickinson  
ABSENT: Hamilton