

1 RESOLUTION NO. 2013-547

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3 SPONSOR Mr. Pry

4
5 DATE January 6, 2014 COMMITTEE Planning

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7 **A Resolution creating the Summit County Transportation Improvement District pursuant to Chapter 5540 of the Ohio Revised Code, establishing the structure of the board of trustees of the same and establishing the territorial jurisdiction of the same, for the Executive's Department of Community and Economic Development, and declaring an emergency.**

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13 WHEREAS, Chapter 5540 of the Ohio Revised Code authorizes a Board of County Commissioners, or a County Council, to create a Transportation Improvement District ("TID") to take advantage of opportunities and benefits made available only through a TID, to plan, construct and improve highways, roads, bridges, interchanges and accompanying capital improvements and developments throughout a county; and

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19 WHEREAS, Section 5540.02 of the Ohio Revised Code provides for two possible structures for the board of trustees of a TID and authorizes a Board of County Commissioners, or a County Council, to establish the structure; and

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23 WHEREAS, upon the recommendation of the County Executive, this Council desires to create the Summit County Transportation Improvement District ("SCTID"), to establish the structure of the board of trustees of the SCTID consistent with Section 5540.02(C)(2) of the Ohio Revised Code, and to establish the territorial jurisdiction of the SCTID as the territorial jurisdiction of Summit County; and

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29 WHEREAS, this Council finds and determines, after reviewing all pertinent information, that it is necessary and in the best interest of the County to create the SCTID, establish the board of trustees for the SCTID and establish the territorial jurisdiction for the SCTID.

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

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36 SECTION 1

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38 This Council hereby creates the Summit County Transportation Improvement District ("SCTID") pursuant to Chapter 5540 of the Ohio Revised Code.

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41 SECTION 2

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43 The Board of Trustees of the SCTID is hereby established as the alternative structure set forth in Section 5540.02(C)(2) of the Ohio Revised Code, which shall be as follows:

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46 (i) Five voting members appointed by the County Executive and confirmed by
47 County Council
48 (ii) One nonvoting member appointed by the Speaker of the Ohio House of
49 Representatives
50 (iii) One nonvoting member appointed by the President of the Ohio Senate
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2 PAGE TWO

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4 SECTION 3

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6 The territorial jurisdiction of the SCTID shall be consistent with the territorial jurisdiction
7 of Summit County, and inclusive of all unincorporated territory and municipal corporations
8 within the County.

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10 SECTION 4

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12 The Clerk of Council is hereby directed to deliver by certified mail a copy of the
13 Resolution to the Speaker of the Ohio House of Representatives and President of the Ohio
14 Senate.

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16 SECTION 5

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18 This Resolution is hereby declared to be an emergency in the interest of the health, safety
19 and welfare of the citizens of the County of Summit, Ohio, and to immediately authorize the
20 creation of the SCTID in order to allow the SCTID to immediately begin to attempt to obtain
21 funding for qualified projects.

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23 SECTION 6

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

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29 SECTION 7

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31 It is found and determined that all formal actions of this Council concerning and relating
32 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
33 deliberations of this Council and of any of its committees that resulted in such formal action,
34 were in meetings open to the public, in compliance with all legal requirements, including Section
35 121.22 of the Ohio Revised Code.

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37 INTRODUCED December 10, 2013

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39 ADOPTED January 6, 2014

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43 CLERK OF COUNCIL


PRESIDENT OF COUNCIL

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45 APPROVED January 7, 2014

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49 EXECUTIVE

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51 ENACTED EFFECTIVE January 7, 2014

Voice Vote: 10-0 YES: Komunale, Crawford, Feeman, Kostandaras,
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt
ABSENT: Shapiro