

1 RESOLUTION NO. 2018-260

Late Filing

2
3 SPONSOR Ms. Shapiro

4
5 DATE June 25, 2018

COMMITTEE Planning

6
7 **A Resolution authorizing the County Executive to execute, subject to the approval of the**
8 **Board of Control, a Second Amendment to the lease agreement with Akron Phoenix**
9 **Development Co, LLC, for the lease of space for the Department of Job and Family**
10 **Services in the Russell M. Pry Building, 1180 South Main St., Akron, OH 44301, in Council**
11 **District 5, in order to construct additional office space, for the Executive, and declaring an**
12 **emergency.**

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14 WHEREAS, County Council previously adopted Resolution No. 2014-150, which
15 authorized the County Executive to execute, subject to the approval of the Board of Control, two
16 lease agreements with Akron Phoenix Development Co, LLC, for the lease of space in the
17 Russell M. Pry Building, 1180 South Main St., Akron, OH 44301, in Council District 5, one of
18 said leases being for the Department of Job and Family Services (“DJ&FS Lease”); and

19
20 WHEREAS, the County and Akron Phoenix Development Co, LLC wish to construct
21 approximately 1,638 square feet of office space in room 378, which was previously built as a
22 storage room and archive (the “Project”); and

23
24 WHEREAS, the County and Akron Phoenix Development Co, LLC wish to execute a
25 Second Amendment to the DJ&FS Lease (“Second Amendment”) to set forth the parties’
26 responsibilities concerning the Project; and

27
28 WHEREAS, pursuant to the Second Amendment, the County shall make a deposit of
29 \$155,000.00 prior the commencement of the Project, consisting of anticipated costs of the
30 Project; and

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32 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
33 that it is necessary and in the best interest of the County to authorize the County Executive to
34 execute, subject to the approval of the Board of Control, the Second Amendment to the DJ&FS
35 Lease;

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

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40 SECTION 1

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42 The County Executive is hereby authorized to execute, subject to the approval of the
43 Board of Control, a Second Amendment to the lease agreement with Akron Phoenix
44 Development Co, LLC, for the lease of space for the Department of Job and Family Services in
45 the Russell M. Pry Building, 1180 South Main St., Akron, OH 44301 in Council District 5 (the
46 “DJ&FS Lease”), in order to construct approximately 1,638 square feet of office space in room
47 378, which was previously built as a storage room and archive (the “Project”). The Executive is
48 hereby authorized to execute said Second Amendment in a form substantially similar to the one
49 attached to this Resolution as Exhibit A.

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2 PAGE TWO

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4 SECTION 2

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6 This Resolution 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
8 authorize the County Executive to execute the Second Amendment to the DJ&FS Lease so that
9 construction may begin for the additional office space that will be leased by the County as soon
10 as possible.

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12 SECTION 3

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14 Provided this Resolution 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
16 effect and be in force at the earliest time provided by law.

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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 Resolution 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.

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27 INTRODUCED June 18, 2018

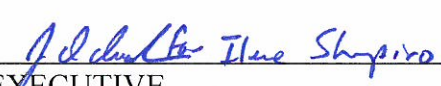
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29 ADOPTED June 25, 2018

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32 _____
33 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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35 APPROVED June 26, 2018

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38 
39 EXECUTIVE

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41 ENACTED EFFECTIVE June 26, 2018

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