

1 RESOLUTION NO. 2019-122

Late Filing

2
3 SPONSOR Ms. Shapiro

4
5 DATE April 1, 2019

COMMITTEE Planning

6
7 **A Resolution authorizing the County Executive to execute a Cooperative Agreement with**
8 **the Summit County Land Reutilization Corporation dba Summit County Land Bank and**
9 **Asik Properties, LLC for the development of certain County-owned real property located**
10 **at 1035 Sweitzer Ave., in the City of Akron, in Council District 5, and identified as Parcel**
11 **Nos. 6761194, 6756955 and 6755011, for the Executive's Department of Community and**
12 **Economic Development, and declaring an emergency.**

13
14 WHEREAS, the County is the owner of certain real property located at 1035 Sweitzer
15 Ave., in the City of Akron, in Council District 5, and identified as Parcel Nos. 6761194, 6756955
16 and 6755011 (the "Property"); and

17
18 WHEREAS, a portion of the Property has sat vacant since acquisition of the same by the
19 County, and a portion of the Property is used by the Executive's Department of Sanitary Sewer
20 Services for the operation of a maintenance facility; and

21
22 WHEREAS, pursuant to the authority granted by this Council in Resolution No. 2018-
23 501, the County Executive is in the process of acquiring land in the Firestone Industrial Park for
24 the construction and operation of a new maintenance facility for the Department of Sanitary
25 Sewer Services; and

26
27 WHEREAS, the County Executive has determined that the County does not have a
28 productive use for the portion of the Property that is currently vacant, and will further not have a
29 productive use for the Portion of the Property that will be vacated upon the relocation of the
30 Department of Sanitary Sewer Services' maintenance facility; and

31
32 WHEREAS, the County Executive has proposed that the County enter into a Cooperative
33 Agreement whereby (i) the County will sell the Property to the Summit County Land
34 Reutilization Corporation dba Summit County Land Bank for \$1.00, (ii) the Summit County
35 Land Bank will sell 5.25 acres of the Property to Asik Properties, LLC ("Asik"), (iii) the Summit
36 County Land Bank will give an option to Asik to acquire another 4.6 acres of the Property, (iv)
37 the Summit County Land Bank will retain for future sale to a third party another 2.62 acres of the
38 Property, (v) the Summit County Land Bank will lease back to the County the optioned portion
39 and retained portion of the Property until it completes construction of its new maintenance
40 facility, and (iv) the Summit County Land Bank will use the proceeds of the sales of the portions
41 of the Property for future development-related activities at the direction of the County; and

42
43 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
44 that it is necessary and in the best interest of the County to authorize the County Executive to
45 enter into the aforementioned Cooperative Agreement; and

46
47 NOW, THEREFORE, BE IT RESOLVED, by the Council of the County of Summit,
48 State of Ohio, that:

49
50
51
52

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

RESOLUTION NO.: 2019-122

PAGE TWO

SECTION 1

The County Executive is hereby authorized to execute a Cooperative Agreement with the Summit County Land Reutilization Corporation dba Summit County Land Bank and Asik Properties, LLC for the development of certain County-owned real property located at 1035 Sweitzer Ave., in the City of Akron, in Council District 5, and identified as Parcel Nos. 6761194, 6756955 and 6755011, a copy of which is attached hereto as Exhibit A and incorporated fully herein, with such modifications and revisions as shall be in furtherance of the provisions of said Cooperative Agreement and not substantially adverse to the County, all of which shall be conclusively evidenced by the execution thereof by the County Executive.

SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the residents of the County of Summit, and for the further reason to immediately authorize the County Executive to execute said cooperative agreement to place the Property back into productive use.

SECTION 3

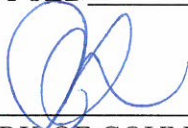
Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise it shall take effect and be in force at the earliest time provided by law.

SECTION 4

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

INTRODUCED March 18, 2019

ADOPTED April 1, 2019

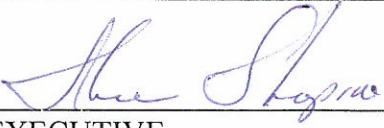


CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED April 2, 2019



EXECUTIVE

April 2, 2019

ENACTED EFFECTIVE