

1 RESOLUTION NO. 2016-286

2  
3 SPONSOR Ms. Shapiro

4  
5 DATE August 22, 2016 COMMITTEE Planning

6  
7 **A Resolution authorizing the County Executive to execute a lease agreement with the City**  
8 **of Fairlawn to permit storage of equipment, machinery and materials on County owned**  
9 **real property located at 340 N. Cleveland Massillon Road, Akron, Ohio 44333, commencing**  
10 **7/1/16, for rent in the amount of \$1.00 per year, for the Executive's Department of Law,**  
11 **Insurance and Risk Management, and declaring an emergency.**

12  
13 WHEREAS, the County of Summit owns real property formerly used by the Summit  
14 County Board of Developmental Disabilities located at 340 N. Cleveland Massillon Road,  
15 Akron, Ohio 44333, in Council District Parcel No. 0403384 (the "Premises"); and

16  
17 WHEREAS, the City of Fairlawn has requested that the County allow its contractors,  
18 subcontractors and agents to store equipment, machinery and materials on the Premises in  
19 connection with the Fairlawn Gig Project, which is the construction and installation of a wireless  
20 and fiber optic network to provide high speed broadband internet services to the City of Fairlawn  
21 and the Akron-Fairlawn-Bath Township Joint Economic Development District; and

22  
23 WHEREAS, the County and the City of Fairlawn wish to enter into a lease agreement  
24 commencing 7/1/16 for the aforementioned purposes, for rent in the amount of \$1.00 per year,  
25 which shall terminate on the earlier of the date of completion of construction of the Fairlawn Gig  
26 Project or three years from the commencement date; and

27  
28 WHEREAS, because the City of Fairlawn is a political subdivision of the State of Ohio,  
29 the Premises may be leased by the Executive upon the approval of County Council pursuant to  
30 Section 177.17(e) of the Codified Ordinances of County of Summit without complying with  
31 Sections 177.17 (a) through (d); and

32  
33 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
34 that it is necessary and in the best interest of the County of Summit to authorize the Executive to  
35 a lease agreement with the City of Fairlawn to permit storage of equipment, machinery and  
36 materials on the Premises in connection with the Fairlawn Gig Project;

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

40  
41 SECTION 1

42  
43 The County Executive is hereby authorized to execute a execute a lease agreement with  
44 the City of Fairlawn to permit storage of equipment, machinery and materials on County owned  
45 real property located at 340 N. Cleveland Massillon Road, Akron, Ohio 44333, Parcel No.  
46 0403384, commencing 7/1/16, for rent in the amount of \$1.00 per year, in connection with the  
47 Fairlawn Gig Project, which is the construction and installation of a wireless and fiber optic  
48 network to provide high speed broadband internet services to the City of Fairlawn and the  
49 Akron-Fairlawn-Bath Township Joint Economic Development. Said lease agreement shall  
50 terminate on the earlier of the date of completion of construction of the Fairlawn Gig Project or  
51 three years from the commencement date.  
52

1 RESOLUTION NO. 2016-286

2 PAGE TWO

3  
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 a necessary lease with the City of Fairlawn in  
9 connection with the Fairlawn Gig Project.

10  
11 SECTION 3

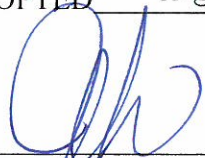
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13 Provided this Resolution receives the affirmative vote of eight members, it shall take  
14 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take  
15 effect and be in force at the earliest time provided by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


16  
17 SECTION 4

18  
19 It is found and determined that all formal actions of this Council concerning and relating  
20 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
21 deliberations of this Council and of any of its committees that resulted in such formal action,  
22 were in meetings open to the public, in compliance with all legal requirements, including Section  
23 121.22 of the Ohio Revised Code.

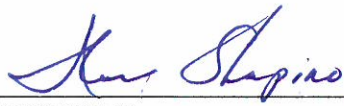
24  
25  
26 INTRODUCED August 8, 2016

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28 ADOPTED August 22, 2016

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32 \_\_\_\_\_  
33 CLERK OF COUNCIL

  
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35 \_\_\_\_\_  
36 PRESIDENT OF COUNCIL

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38 APPROVED August 23, 2016

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41 \_\_\_\_\_  
42 EXECUTIVE

ENACTED EFFECTIVE August 23, 2016

Voice Vote: 9-0 YES: Crawford, Donofrio, Feeman, Kostandaras,  
Prentice, Rodgers, Schmidt, Walters, Wilhite  
ABSENT: Lee