

1 RESOLUTION NO. 2016-230

2
3 SPONSOR Council of the Whole

4
5 DATE June 27, 2016 COMMITTEE Planning

6
7 **A Resolution approving an amendment to the agreement creating the Village of Walton**
8 **Hills – Sagamore Hills Township Joint Economic Development District to add additional**
9 **real property to the territory of the District, for the County Council, and declaring an**
10 **emergency.**

11
12 WHEREAS, Ohio Revised Code Chapter 715 empowers certain political subdivisions to
13 form joint economic development districts to share in the costs of improvements for economic
14 development purposes; and

15
16 WHEREAS, in accordance with Ohio Revised Code Sections 715.72 through 715.81,
17 Sagamore Hills Township, Summit County, Ohio (the “Township”) and the Village of Walton
18 Hills, Cuyahoga County (the “Village”) entered into the Village of Walton Hills - Sagamore
19 Hills Township Joint Economic Development District Agreement (the “Agreement”) to create
20 and provide for the operation of a joint economic development district known as the Village of
21 Walton Hills - Sagamore Hills Township Joint Economic Development District (the “JEDD”);
22 and

23
24 WHEREAS, the JEDD territory lies within Cuyahoga County and Summit County (the
25 “County”), the territory of the Township lies within the County, and the territory of the Village
26 lies within Cuyahoga County; and

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28 WHEREAS, the stated purpose of the JEDD is to facilitate economic development to
29 create or preserve jobs and employment opportunities and to improve the economic welfare of
30 the people in State of Ohio, Summit and Cuyahoga Counties, the Township, and the Village as a
31 whole; and

32
33 WHEREAS, retention and additional development of businesses within the JEDD will
34 benefit the County and its residents by creating economic opportunities, enlarging the property
35 tax base, and stimulating collateral development in the County; and

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37 WHEREAS, County Council previously adopted Resolution No. 2015-294, which
38 approved the creation of the JEDD; and

39
40 WHEREAS, pursuant to Ohio Revised Code Section 715.761 and Resolution No. 16-23
41 adopted by the Township on June 1, 2016 and Resolution No. 2016-21 adopted by the Village on
42 June 1, 2016, the Township and the Village entered into an amendment to the Agreement (the
43 “Amendment”) to add certain additional real property (the “Additional Property”) to the territory
44 of the JEDD; and

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46 WHEREAS, the County has received all documents required under Ohio Revised Code
47 Sections 715.75, 715.76 and 715.761, including: (i) a signed copy of the Amendment, including
48 its exhibits; (ii) certified copies of Resolution No. 16-23 of the Township and Resolution No.
49 2016-21 of the Village approving the Amendment; (iii) certificates from the Township and the
50 Village that the public hearings required by Ohio Revised Code Section 715.75 have been held,
51 which certificates include the dates of the hearings together with evidence of publication of
52 notice for the hearings; (iv) a copy of the petitions signed by a majority of the owners of the

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4 Additional Property; and (v) a petition signed by a majority of the owners of businesses located
5 within the Additional Property; and

6
7 WHEREAS, it is apparent that the Township and the Village have each entered into the
8 Amendment freely and without duress or coercion; and

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10 WHEREAS, Ohio Revised Code Sections 715.75, 715.76 and 715.761 require this
11 County Council to evaluate the Amendment and to approve or disapprove it; and

12
13 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
14 that it is necessary and in the best interest of the County of Summit to approve the Amendment
15 to add the Additional Property to the JEDD for the aforementioned reasons;

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

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20 SECTION 1

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22 Acknowledgment of Receipt of Required Documents. The County Council hereby finds
23 and determines that all documents required to be submitted to the County under Ohio Revised
24 Code Sections 715.75, 715.76 and 715.761 in connection with an amendment to the agreement (the
25 “Amendment”) creating the Village of Walton Hills – Sagamore Hills Township Joint Economic
26 Development District (the “JEDD”) to add certain additional real property (the “Additional
27 Property”) to the territory of the JEDD were submitted and have been received by the County in
28 accordance with the timeframes set forth in Ohio Revised Code Sections 715.75, 715.76 and
29 715.761.

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31 SECTION 2

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33 Approval of the Amendment. This County Council hereby finds and determines that the
34 Amendment adding the Additional Property to the territory of the JEDD to promote economic
35 development is necessary in the best interest of the County. This County Council hereby approves
36 the Amendment to add the Additional Property to the territory of the JEDD.

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38 SECTION 3

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40 Findings Regarding Township Authority Not to Hold Election on the Township Resolution
41 Approving the Amendment. Pursuant to Section 715.761(D) of the Ohio Revised Code,
42 Resolution No. 16-23 approving the Amendment to add the Additional Property to the territory of
43 the JEDD is not required to be submitted to the electors of the Township.

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45 SECTION 4

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47 Notice. The Clerk of the Council is hereby directed to deliver a copy of this Resolution to
48 the Chair of the Township Board of Trustees and the Mayor of the Village within fifteen (15) days
49 after its adoption.

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4 SECTION 5

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6 Emergency. This Resolution is hereby declared an emergency in the interest of the
7 health, safety and welfare of the citizens of the County of Summit, and for the further reason to
8 immediately approve the Amendment to add the Additional Property to the JEDD.
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10 SECTION 6

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12 Effective Date. Provided this Resolution receives the affirmative vote of eight members,
13 it shall take effect immediately upon its adoption and approval by the Executive; otherwise, it
14 shall take effect and be in force at the earliest time provided by law.
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16 SECTION 7

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18 Open Meetings. It is found and determined that all formal actions of this Council
19 concerning and relating to the adoption of this Resolution were adopted in an open meeting of
20 this Council, and that all deliberations of this Council and of any of its committees that resulted
21 in such formal action, were in meetings open to the public, in compliance with all legal
22 requirements, including Section 121.22 of the Ohio Revised Code.
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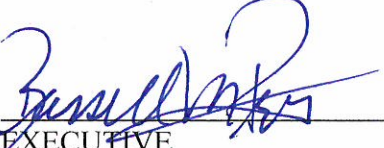
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25 INTRODUCED June 13, 2016

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27 ADOPTED June 27, 2016

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32 CLERK OF COUNCIL


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35 PRESIDENT OF COUNCIL

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37 APPROVED June 28, 2016

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40 EXECUTIVE

41 ENACTED EFFECTIVE June 28, 2016

Voice Vote: 10-0 YES: Crawford, Donofrio, Feeman, Kostandaras,
Prentice, Rodgers, Schmidt, Shapiro, Walters, Wilhite
ABSENT: Lee