

County Council of Cuyahoga County, Ohio

Resolution No. R2015-0122

Sponsored by: Councilmember Schron and County Executive Budish	A Resolution approving creation of the Village of Walton Hills - Sagamore Hills Township Joint Economic Development District, and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, Ohio Revised Code Chapter 715 empowers certain political subdivisions to form joint economic development districts to share in the costs of improvements for economic development; and

WHEREAS, in accordance with Ohio Revised Code Sections 715.72 through 715.81, Sagamore Hills Township, Summit County, Ohio (the "Township") and the Village of Walton Hills, Cuyahoga County (the "Village") have entered the Village of Walton Hills - Sagamore Hills Township Joint Economic Development District Agreement (the "Agreement") to create and provide for the operation of a joint economic development district known as the Village of Walton Hills - Sagamore Hills Township Joint Economic Development District (the "JEDD"); and

WHEREAS, the JEDD territory lies within Summit County, the territory of the Township lies within Summit County, and the territory of the Village lies within Cuyahoga County (the "County"); and

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

WHEREAS, retention and additional development of businesses within the JEDD will benefit the County and its residents by creating economic opportunities and stimulating collateral development in the County; and

WHEREAS, the County has received all documents required under Ohio Revised Code Sections 715.75 and 715.76, including: (i) a signed copy of the agreement between the Township and the Village to form the JEDD; (ii) a description of the area or areas to be included in the JEDD, including a map that denotes the specific boundaries of the area or areas and that indicates any pertinent zoning restrictions; (iii) the economic development plan proposed for the JEDD; (iv) certified copies of the resolutions of the Township and the Village relating to the contract and district; (v) certificates from the Township and the Village that the public hearings required by Ohio Revised Code Section 715.75 have been held, which certificates include the dates

of the hearings together with evidence of publication of notice for the hearings; (vi) a petition signed by a majority of the owners of property located within the area or areas to be included in the district; and (vii) a petition signed by a majority of the owners of businesses located within the area or areas to be included in the district; and

WHEREAS, it is apparent that the Township and the Village have each entered the Agreement freely and without duress or coercion; and

WHEREAS, Ohio Revised Code Sections 715.76 and 715.77 require this County Council to evaluate a proposed joint economic development district within its jurisdiction and to approve or disapprove its creation; and

WHEREAS, it is necessary that this Resolution become immediately effective in order that Charter requirements can be complied with and critical services provided by Cuyahoga County can continue, and to provide for the usual, daily operation of County government.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. Acknowledgment of Receipt of Required Documents. The County Council hereby finds and determines that all documents required to be submitted to the County under Ohio Revised Code Sections 715.75 and 715.76 in connection with the JEDD were submitted and have been received by the County in accordance with the timeframes set forth in Ohio Revised Code Sections 715.75 and 715.76.

SECTION 2. Approval of the JEDD. This County Council hereby finds and determines that the creation of the JEDD to promote economic development is in the best interests of the County. This County Council hereby approves the creation of the JEDD.

SECTION 3. Findings Regarding Township Authority Not to Hold Election on Township Resolution Approving JEDD. This County Council hereby finds and determines that the Township has the proper authority under Ohio Revised Code Section 715.77(A)(1) to choose not to submit Township Resolution No. 15-26 approving the JEDD, adopted on June 22, 2015, to the electors of the Township for approval, as a result of (a) the unanimous adoption by the Board of Trustees of the Township of the resolution approving the JEDD, (b) the fact that the creation of the JEDD was proposed at the request of a majority of the owners of real property within the JEDD, and (c) the fact that the territory within the JEDD is currently zoned in a manner that is appropriate to the purposes of the JEDD; therefore, no such election is required by law or shall be held.

SECTION 4. Notice. The Clerk of the Council is hereby directed to deliver a copy of this Resolution to the President of the Township Board of Trustees and the Mayor of the Village within fifteen (15) days after its adoption.


SECTION 5. It is necessary that this Resolution become immediately effective for the usual daily operation of the County; the preservation of public peace, health, or safety in the County; and any additional reasons set forth in the preamble. Provided that this Resolution receives the affirmative vote of at least eight members of Council, it shall take effect and be in force immediately upon the earliest occurrence of any of the following: (1) its approval by the County Executive through signature, (2) the expiration of the time during which it may be disapproved by the County Executive under Section 3.10(6) of the Cuyahoga County Charter, or (3) its passage by at least eight members of Council after disapproval pursuant to Section 3.10(7) of the Cuyahoga County Charter. Otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

SECTION 6. 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 the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.


On a motion by Mr. Schron, seconded by Mr. Brady, the foregoing Resolution was duly adopted.

Yeas: Simon, Greenspan, Miller, Germana, Gallagher, Schron, Conwell, Jones, Brown, Hairston and Brady

Nays: None



County Council President 7/15/15
Date



County Executive 7/16/15
Date



Clerk of Council 7/14/2015
Date