

## RECORD OF ORDINANCES

Resolution  
Ordinance No. 2019-26Passed March 6, 2019

SPONSOR: FINANCE COMMITTEE

## A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ANNEXATION AGREEMENT WITH SUFFIELD TOWNSHIP, AND DECLARING AN EMERGENCY

WHEREAS, the Township and Village are political subdivisions located adjacent and contiguous to each other and having, to a certain extent, mutual aid jurisdictions within Portage County, Ohio ("County" herein); and,

WHEREAS, the Township and Village have cooperated in numerous matters and in order to foster and promote harmony and development within each of the Parties' respective jurisdictional areas; and,

WHEREAS, a certain landowner has expressed a desire to pursue annexation by the Village of 0.7676 acres of property in the West Village development; and,

WHEREAS, the Village has further agreed that upon the annexation of this property to the Village, the Village will provide service to the subject land based upon the activities taking place on this property; and,

WHEREAS, the annexation of this property will, if successful, support economic development and the uniform, efficient provision of service in various forms; and,

WHEREAS, the Parties believe that annexation of certain real property located within the Township, which property is listed and described in Attachment A to the subject Annexation Agreement, will benefit their mutual interests if annexed to the Village, the subject property more specifically consisting of a portion of one parcel of real property Portage (the "Annexation Parcel"); and,

WHEREAS, the Annexation Parcel is further identified and described in the "Annexation to Village of Mogadore Exhibit B Legal Description" attached to the Annexation Agreement; and,

WHEREAS, it is in the best interests of the Parties to enter the subject Annexation Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Mogadore, Counties of Portage and Summit, Ohio as follows:

**SECTION 1:** That the Mayor of the Village of Mogadore is hereby authorized and directed to promptly enter into an Annexation Agreement with Suffield Township regarding 0.7676 acres of land in a form substantially similar to the one attached as Exhibit "A" hereto.

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SECTION 2: That the Mayor and Fiscal Officer are hereby authorized and directed to sign all necessary paperwork to effectuate the entering of, execution and implementation of said agreement.

SECTION 3: That, to the extent not already done so, the funds required for the payment of the obligations incurred are hereby appropriated for the purposes described.

SECTION 4: That the aforesaid recitals are rendered to be the findings of this Council and are hereby incorporated into this Resolution.

SECTION 5: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council which resulted in formal action were taken in meetings open to the public, in full compliance with the applicable legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 6: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare of Village residents, to allow for the timely submission of the approved Agreement within guidelines and requirements, to allow for the prompt studies and remediation efforts to begin so as to permit use of the trail when the weather will first allow, and to allow for the continued operations of the Village Administration and other departments and shall, therefore, take effect and be in force from and immediately after its passage.

Michael Raddish 3-6-19  
President of Council Date

[Signature] 3-6-19  
Mayor Date

Attest:

[Signature]  
Clerk – Treasurer