

EMERGENCY – October 23, 2018

COUNCIL NO. 065

SPONSOR: Mayor Bring

RESOLUTION NO. **65-18**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A SECOND AMENDMENT TO LEASE AGREEMENT WITH EZ TRANSITOINS, LLC AND AL AND MARILYN WHITMER FOR THE PREMISES LOCATED AT 4210 (A) IVANHOE, SHEFFIELD LAKE, OHIO AND THE DECLARING OF AN EMERGENCY.

WHEREAS, the City of Sheffield Lake is the owner of 4210 Ivanhoe., Sheffield Lake, located in the Shoreway Shopping Center (“the Premises”); and,

WHEREAS, the City of Sheffield Lake and EZ Transitions and Al and Marilyn Whitmer have previously entered into a Lease Agreement and First Amendment to Lease Agreement for the Premises to operate a storage and retail facility; and,

WHEREAS, said First Amendment to Lease Agreement will expire on October 31, 2018 and the Parties now desire to enter into a Second Amendment to Lease Agreement (attached); and,

WHEREAS, it is in the best interest of the City of Sheffield Lake to authorize the Mayor to enter into the proposed Second Amendment to Lease Agreement.

NOW THEREFORE, be it resolved by the council of the City of Sheffield Lake, County of Lorain, State of Ohio:

Section 1. That the Mayor is hereby authorized to enter into a Second Amendment to Lease Agreement with EZ Transitions and Al and Marilyn Whitmer for the operation of a storage and retail facility at 4210 (A) Ivanhoe, Sheffield Lake, Ohio (attached).

Section 2. The proposed First Amendment to Lease shall be for a term of thirty-six months commencing November 1, 2018 through October 31, 2021, at the rate of \$1,325.00/month for the first year, \$1,391.00/month for the second year and \$1,460.00/month for the third year.

Section 3. 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 the council and any of its committees which resulted in such formal actions,

were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution is hereby declared to be an emergency measure made necessary for the preservation of the public peace, health, safety and welfare of the City of Sheffield Lake, Ohio, the emergency being the immediate necessity of authorizing the Mayor to enter into a Second Amendment to Lease Agreement with EZ Transitions and Al and Marilyn Whitmer.

PASSED THIS _____ DAY OF _____, 2018.

	Yea	Nay	NV	
Rosa Gee	_____	_____	_____	_____
Leanna Stark	_____	_____	_____	MAYOR
Mark Cizl	_____	_____	_____	<i>Dennis Bring</i>
Steve Kovach	_____	_____	_____	_____
Mark Erdei	_____	_____	_____	PRESIDENT OF COUNCIL
Rocky Radeff	_____	_____	_____	<i>Rick Rosso</i>
Bill Wtulich	_____	_____	_____	_____
				CLERK OF COUNCIL
				<i>Kay Fantauzzi</i>

I, Kay Fantauzzi, duly appointed Clerk of Council of Sheffield Lake DO HEREBY CERTIFY that this is a true and exact copy of Resolution#_____.
PASSED_____, 2018.