

LOM:raf  
11/06/2015  
Megyes

Presented by: Mr.

**ORDINANCE NO. 171 -2015**

**TITLE: GROUND LEASE AGREEMENT  
AMENDING ORDINANCE NO. 119-2015**

**AN ORDINANCE AMENDING ORDINANCE NO. 119-2015, "GROUND LEASE AGREEMENT," TO REFLECT THAT 85% OF THE ORIGINAL PAYMENT OF \$135,000 WILL BE DEPOSITED IN THE PARKS REVOLVING FUND, AND 15% TO BE DEPOSITED IN A BUSINESS INCENTIVE PROGRAM FUND AND ANY PAYMENTS RECEIVED IN ADDITION AND/OR AFTER THE 10 YEAR LUMP SUM PAYMENT WILL BE DEPOSITED IN THE PARKS REVOLVING FUND, AND DECLARING AN EMERGENCY.**

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Barberton, State of Ohio:

**SECTION 1.** That Ordinance No. 119-2015 will be amended to reflect that 85% of the original payment of \$135,000 will be deposited in the Parks Revolving Fund to primarily be used for repairs and upgrades in the Parks, and 15% to be deposited in a Business Incentive Program Fund. Any payments received in addition and/or after the 10 year lump sum payment will be deposited in the Parks Revolving Fund.

**SECTION 2.** That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings open to the public in compliance with the law.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the City of Barberton and the inhabitants thereof, for the reason that the amendment be implemented as soon as possible, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed \_\_\_\_\_ 2015

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Clerk of Council

\_\_\_\_\_  
President of Council

Approved \_\_\_\_\_ 2015

\_\_\_\_\_  
Mayor