

**THE SUMMIT AND MEDINA WORKFORCE AREA COUNCIL OF GOVERNMENTS
FOR OHIO LOCAL WORKFORCE AREA 2
RESOLUTION 2018-05**

A Resolution authorizing the Summit and Medina Workforce Area Council of Governments to enter into a Repayment Agreement with the Medina County Board of Commissioners, on behalf of the Medina County Department of Job and Family Services, to repay the Department for paying the Landlord for work completed by the Landlord at the OhioMeansJobs Medina County Center.

WHEREAS, the Summit and Medina Workforce Area Council of Governments (the “SAMWA COG”) is the Ohio Local Workforce Area 2 (the “Area 2”) entity responsible for the lease and/or purchase of real property in Area used as federally mandated One-Stop Employment Centers, named “American Job Centers” by the Workforce Innovation and Opportunity Act of 2014 (the “WIOA”) and branded as OhioMeansJobs (“OMJ”) Centers in the State of Ohio;

WHEREAS, the delivery of public workforce system services at an OMJ Center is made possible through community Partner entities which, after negotiations, enter into a Local Workforce Area Memorandum of Understanding (the “MOU”) Agreement that details the system of services and a budget that identifies all costs allocable to each Partner;

WHEREAS, the SAMWA COG, through its fiscal agent, is also responsible to reconcile the partner budget through invoicing each Partner for actual OMJ Center operational costs incurred and to collect Partner payments for these costs which include, but are not limited to, rent and infrastructure;

WHEREAS, at its meeting on 6/28/2017, the SAMWA COG adopted Resolution 2017-24 which authorized the execution of a Lease Agreement with the Landlord of 60 Public Square, Medina, Ohio 44256 (“60 Public Sq.”) to lease space designated for use as the OMJ Medina County (OMJMC) Center, with certain tenant improvements to be made prior to occupancy;

WHEREAS, upon completion of the tenant improvements, the associated costs were reviewed by Area 2 and agreed upon with the Landlord through the signing of a lease commencement document that provided for an occupancy date of 10/23/2017;

WHEREAS, following the Landlord’s improvements of the space, it was determined that payment for an invoice totaling \$32,458.54 for work completed will be taken out of the Medina County Department of Job and Family Services’ (the “MCDJFS”) public assistance cash balance and this will not be reimbursed by any local, state or federal dollars;

WHEREAS, as the recipient of MOU partner payments, which include allocable costs for the tenant improvements, the SAMWA COG fiscal agent shall issue payments to the MCDJFS until the full amount of \$32,458.54 is repaid and which must be repaid by 10/31/2018, and;

WHEREAS, the SAMWA COG finds and determines, after review of all pertinent information, that it is necessary and in the best interest of Area 2 to enter into a Repayment Agreement with the Medina County Commissioners, on behalf of the MCDJFS, to repay the MCDJFS for its payment of \$32,458.54 to the Landlord of 60 Public Square for work completed therein;

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NOW, THEREFORE, BE IT RESOLVED, by the SAMWA COG that:

SECTION 1

The execution of the Repayment Agreement, attached hereto as EXHIBIT A, between the SAMWA COG and the Medina County Commissioners, on behalf of the Medina County Department of Job and Family Services (the "MCDJFS"), to repay MCDJFS, using Memorandum of Understanding partner contributions, for its payment of \$32,458.54 to the Landlord of 60 Public Square, Medina, Ohio 44256, for certain work completed by the Landlord to prepare the space for the operation of the OhioMeansJobs Medina County Center (the "OMJMC"), is hereby approved.

SECTION 2

The SAMWA COG hereby agrees to abide by the terms and conditions established in EXHIBIT A and to incorporate those terms and conditions herein as if fully restated.

SECTION 3

This Resolution shall take effect immediately upon its adoption.

Ayes: 2
Nays: 0
Abstain: 0
Absent: 0

ADOPTED, this 25th day of January, 2018.



Summit County Executive



Medina County Commissioner

**AGREEMENT BETWEEN
THE MEDINA COUNTY COMMISSIONERS
AND THE
SUMMIT AND MEDINA WORKFORCE AREA COUNCIL OF GOVERNMENTS**

This Agreement is made between the Medina County Commissioners (“County”), with their offices located at 144 North Broadway, Medina, Ohio 44256 on behalf of the Medina County Department of Job and Family Services (“MCJFS”) and the Summit and Medina Workforce Area Council of Governments with its offices located at 191 South Main Street, Akron, Ohio 44308 (“COG”).

Whereas, the Medina County Ohio Means Jobs Center (“MC OMJ”)relocated to 60 Public Square, Medina, Ohio, on October 23, 2017, and pursuant to that relocation certain work was completed by the landlord to prepare the space; and

Whereas, the MCJFS, through the County, has agreed to pay the Landlord for the work completed on the condition that it be reimbursed by the COG; and

Whereas the COG has agreed to repay the County using funds from payments made to it by the Partners located at the MC OMJ;

Now therefore, the parties agree to the repayment of the amounts due to the landlord as follows:

1. The amount to be repaid is \$32,458.54 as documented by the invoice from the landlord attached hereto as Exhibit A. The source of the funds from which the payment was made was the MCDJFS Public Assistance Cash Balance.
2. This amount shall be repaid in three installments to be paid as follows:
 - a. \$10,819.51 to be paid on or before March 30, 2018 from the MOU partner collections for the period from October 23 to December 31, 2017.
 - b. \$10,819.51 to be paid on or before June 29, 2018 from the MOU partner collections for the period from January 1 to March 31, 2018.
 - c. \$10,819.51 to be paid on or before September 28, 2018 from the MOU partner collections for the period from April to June 30, 2018.
3. On the dates set forth above, the COG Fiscal Agent, Summit County Department of Job and Family Services, will transmit the payment by check to the MCJFS.
4. If for some reason one of the Partners fails to pay its share of these costs pursuant to the Partner MOU, the COG shall make every effort to collect the payment by the time the next quarterly payment set forth above is due and payable. If such circumstance arises, the full amount will nonetheless be repaid no later than October 31, 2018.
5. No interest shall accrue on these amounts.

End of text, signatures appear on the next page.

Intending to be legally bound, the parties hereto affix their signatures below.

SUMMIT AND MEDINA WORKFORCE
COUNCIL OF GOVERNMENTS

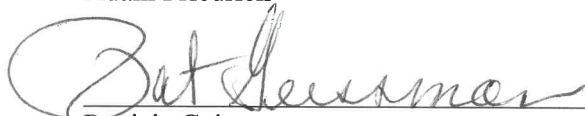


Ilene Shapiro, Chair

MEDINA COUNTY COMMISSIONERS



Adam Friedrick



Patricia Geissman



William Huston

Approved as to form:



Deborah S. Matz, Director of Law, Insurance and
Risk Management and Counsel to the SAMWACOG