

1 RESOLUTION NO. 2010-527

2
3 SPONSOR Mr. Pry and Mr. Poda

4
5 DATE December 6, 2010 COMMITTEE Rules

6
7 **A Resolution authorizing the County Executive to pay Nathan Tharp the sum of \$5,661.72**
8 **for costs of repair and restoration to the basement and loss of his personal property**
9 **resulting from a sewer backup at his residence on 578 Washburn Road, Tallmadge, Ohio**
10 **44278, Council District 6, for the Executive's Department of Environmental Services, and**
11 **declaring an emergency.**

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13 WHEREAS, on October 8, 2010, a sewer backup occurred at the residence of Nathan
14 Tharp, 578 Washburn Road, in the City of Tallmadge, Council District 6, and

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16 WHEREAS, the personal property loss is valued at \$2,693.13, and the cost to repair the
17 damage to the basement of Mr. Tharp's residence is \$2,968.59, excluding costs of sanitizing and
18 dry-out being paid under Chapter 119A of the County of Summit's Codified Ordinances, and

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20 WHEREAS, this Council finds and determines after reviewing all pertinent information
21 that authorizing the Executive to pay the sum of \$5,661.72 to Nathan Tharp is necessary and in
22 the best interest of the County;

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24 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State
25 of Ohio, that:

26
27 SECTION 1

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29 The County Executive is hereby authorized to pay to Nathan Tharp the sum of \$5,661.72
30 to reimburse him for the repair and restoration of his basement at 578 Washburn Road, in the
31 City of Tallmadge, Council District 6, and for the value of personal property lost in the sewer
32 back-up on October 8, 2010, and to prepare a release and other documents necessary to protect
33 the interests of the County with said reimbursement.

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35 SECTION 2

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37 The payment authorized in Section 1 shall be paid out of the Executive's Department of
38 Environmental Services' Sewer Fund, account number 50001-8510-61017.

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40 SECTION 3

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42 This Resolution is hereby declared an emergency in the interest of the health, safety and
43 welfare of the citizens of the County of Summit, and for the further reason that it will
44 immediately allow said payment of a moral claim.
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RESOLUTION NO. 2010-527

PAGE TWO

SECTION 4

Provided this Resolution receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise, It shall take effect and be in force at the earliest time provided by law.

SECTION 5

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in all 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 in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCED November 29, 2010

ADOPTED December 6, 2010 - SPECIAL MEETING



CLERK OF COUNCIL



PRESIDENT OF COUNCIL

APPROVED December 7, 2010



EXECUTIVE

ENACTED EFFECTIVE December 7, 2010

VOICE VOTE: 9-0 Yes: Crawford, Crossland, Feeman, Kostandaras, Poda, Rodgers, Schmidt, Smith, Shapiro ABSENT: Comunale, Prentice