

1 RESOLUTION NO. 2013-143

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3 SPONSOR Mr. Pry and Mr. Crawford

4  
5 DATE April 15, 2013 COMMITTEE Public Works

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7 **A Resolution authorizing the County Executive to execute agreements for the acquisition of**  
8 **warranty deeds for rights-of-way for the replacement of the Cleveland-Massillon Road**  
9 **Bridge over Van Hyning, located in the City of Norton, in Council District 7, in a total**  
10 **amount not to exceed \$12,690.00, for the Engineer, and declaring an emergency.**

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12 WHEREAS, the County Engineer has identified a public need to replace the existing  
13 cast-in-place concrete slab Cleveland Massillon Road Bridge over the Van Hyning Run with a  
14 new precast concrete box culvert, cast-in-place wingwalls and cut-off walls; and

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16 WHEREAS, rights-of-way ("ROW") are needed for the Project; and

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18 WHEREAS, the ROW acquisition is considered a local cost which must be borne in  
19 whole by the local public agency performing a project, in this case the County of Summit; and

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21 WHEREAS, acquisition of the subject warranty deeds will promote proceeding with the  
22 Project to bid; and

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24 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
25 that authorizing the County Executive to execute agreements for the aforementioned warranty  
26 deed acquisitions for rights-of-way are necessary and in the best interest of the County of  
27 Summit;

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29 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
30 of Ohio, that;

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32 SECTION 1

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34 In return for certain warranty deeds needed for the replacement of an existing cast-in-  
35 place slab bridge with a new precast concrete box culvert, the County Executive is hereby  
36 authorized to execute agreements of purchase of said warranty deeds, under which the owners of  
37 said warranty deed will be paid in a total amount not to exceed \$12,690.00, said owner and their  
38 respective payment (the negotiated value of their warranty deed) being as follows:

39

<u>Property Owners</u>	<u>Negotiated Value</u>
Norton City Schools, WD-10	\$ 3,470.00
James C. Stabb, DBA-Jemco Development-WD-12	\$ 9,220.00

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47 SECTION 2

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49 This Resolution is hereby declared an emergency in the interest of the health, safety and  
50 welfare of the citizens of the County of Summit, and for the further reason that it promotes a  
51 county highway improvement project immediately needed in the City of Norton.

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2 PAGE TWO

3  
4 SECTION 3

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

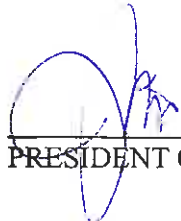
9  
10 SECTION 4

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12 It is found and determined that all formal actions of this Council concerning and relating  
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all  
14 deliberations of this Council and of any of its committees that resulted in such formal action,  
15 were in meetings open to the public, in compliance with all legal requirements, including Section  
16 121.22 of the Ohio Revised Code.

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19 INTRODUCED April 1, 2013

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21 ADOPTED April 15, 2013

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24 \_\_\_\_\_  
25 CLERK OF COUNCIL

  
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PRESIDENT OF COUNCIL

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27 APPROVED April 16, 2013

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31 EXECUTIVE

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33 ENACTED EFFECTIVE April 16, 2013

Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras  
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro