

1 RESOLUTION NO. 2013-511

2
3 SPONSOR Mr. Pry

4
5 DATE December 10, 2013

COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to enter into agreements for the acquisition**
8 **of warranty deeds and temporary easements for the replacement of existing twin three-**
9 **span reinforced concrete slab structure, Project Identification Number AKR-010-0208,**
10 **over the Little Cuyahoga River, with a proposed precast reinforced concrete arch structure**
11 **with minimal roadway approach work, located in the City of Akron, in Council District 4,**
12 **in an amount not to exceed \$3,450.00, for the Engineer, and declaring an emergency.**

13
14 WHEREAS, the replacement of existing twin three-span reinforced concrete slab
15 structure, Project Identification Number AKR-010-0208, over the Little Cuyahoga River, with a
16 proposed precast reinforced concrete arch structure with minimal roadway approach work,
17 located in the City of Akron, in Council District 4, in an amount not to exceed \$3,450.00, is
18 required; and

19
20 WHEREAS, a right-of-way ("ROW") is needed for the Project; and

21
22 WHEREAS, a ROW acquisition is considered a local cost which must be borne in whole
23 by the local public agency performing a project, in this case being the County of Summit; and

24
25 WHEREAS, acquisition of the subject warranty deeds and temporary easements will
26 promote proceeding with the Project to bid; and

27
28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
29 that the acceptance and approval of the aforementioned warranty deed and temporary easement
30 acquisitions for the Project are necessary and in the best interest of the County of Summit;

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

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35 SECTION 1

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37 In return for certain warranty deeds and temporary easements needed for the replacement
38 of an existing twin three-span reinforced concrete slab structure, Project Identification Number
39 AKR-010-0208, over the Little Cuyahoga River, with a proposed precast reinforced concrete
40 arch structure with minimal roadway approach work. The Executive is hereby authorized to
41 execute agreements of purchase of said warranty deeds and temporary easements, under which
42 the owners of said warranty deed and temporary easement will be paid in an amount not to
43 exceed \$3,450.00, said owner and their respective payment (the negotiated value of their
44 warranty deed and temporary easements) being as follows:

45

<u>Property Owners</u>		<u>Negotiated Value</u>
Concrete Cutting Systems, LLC	1-T	\$300.00
Phalt Investments, LLC	2-T	\$350.00
Perrin Properties, LLC	4-WD	\$400.00

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2 PAGE TWO

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4 SECTION 1 (cont'd.)

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6 Property Owners (cont'd.) Negotiated Value

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8 Botzum Bros. Hardware, LLC 5-WD, T \$2,400.00

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10 SECTION 2

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12 This Resolution is hereby declared an emergency in the interest of the health, safety and
13 welfare of the citizens of the County of Summit, and for the further reason that it promotes an
14 immediately needed county highway improvement project in Council District 4.

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16 SECTION 3

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

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22 SECTION 4

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24 It is found and determined that all formal actions of this Council concerning and relating
25 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
26 deliberations of this Council and of any of its committees that resulted in such formal action,
27 were in meetings open to the public, in compliance with all legal requirements, including Section
28 121.22 of the Ohio Revised Code.

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31 INTRODUCED November 25, 2013

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33 ADOPTED December 10, 2013

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37 CLERK OF COUNCIL

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43 PRESIDENT OF COUNCIL

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45 APPROVED December 11, 2013

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