

1 RESOLUTION NO. 2013-535

Late Filing

2  
3 SPONSOR Mr. Pry

4  
5 DATE December 10, 2013

COMMITTEE Public Works

6  
7 **A Resolution authorizing the County Executive to execute a temporary easement to the**  
8 **City of Green on Parcel No. 2809041, located at 4950 Lauby Road in the City of Green, for**  
9 **the purposes of allowing Green to grade and reconstruct Greensburg and Lauby Roads in**  
10 **the City of Green, in Council District 8, for the Executive's Department of Environmental**  
11 **Services, and declaring an emergency.**

12  
13 WHEREAS, the County owns and operates Pump Station No. 88 on Parcel No. 2809041,  
14 located at 4950 Lauby Road in the City of Green ("Pump Station Property"), in Council District  
15 8; and

16  
17 WHEREAS, Green plans to reconstruct the intersection of Greensburg and Lauby Roads  
18 to build a roundabout ("Project"); and

19  
20 WHEREAS, Green requires a temporary easement on three sections of the Pump Station  
21 Property for a period of two years in order to build the Project and will compensate the County  
22 \$500.00 for said easement pursuant to Ohio Department of Transportation guidelines; and

23  
24 WHEREAS, a copy of the proposed temporary easement is attached as Exhibit A hereto  
25 and is on file in the Office of the Clerk of Council and at the County Executive's Department of  
26 Environmental Services State Road office; and

27  
28 WHEREAS, the Executive's Department of Environmental Services has determined that  
29 granting the temporary easement on the Pump Station Property would not interfere with the  
30 operations of Pump Station No. 88; and

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32 WHEREAS, this Council finds and determines, after reviewing all pertinent information,  
33 that authorizing the County Executive to execute the temporary easement to Green on the Pump  
34 Station Property is in the best interest of the County of Summit;

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

38  
39 SECTION 1

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41 The County Executive is hereby authorized to execute a temporary easement  
42 substantially in the form as set forth in the temporary easement attached hereto as Exhibit A to  
43 the City of Green ("Green"), for the amount of \$500.00, for a period of two years, on the  
44 County's Pump Station No. 88 property, Parcel No. 2809041, located at 4950 Lauby Road  
45 ("Pump Station Property"), in the City of Green, in Council District 8.

46  
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 immediately  
51 authorizes the execution of a temporary easement to allow Green to construct a roundabout at the  
52 intersection of Greensburg and Lauby Roads, in Council District 8.

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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 November 25, 2013

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21 ADOPTED December 10, 2013

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

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

26  
27 APPROVED December 11, 2013

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29  
30  \_\_\_\_\_  
EXECUTIVE

31  
32 ENACTED.EFFECTIVE December 11, 2013

33  
Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras  
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro