

1 RESOLUTION NO. 2009-502

First Reading Passage Request
(S. Brunot)

2
3 SPONSOR Mr. Fry

4
5 DATE December 14, 2009

COMMITTEE Public Works

6
7 A Resolution authorizing the County Executive to execute agreements for the acquisition of a
8 drainage easement and a temporary right-of-way for the improvement of Bridge No. BAT 017
9 1899 over the North Fork Stream, located on Cleveland-Massillon Road, in Bath Township, in
10 Council District 1, at a cost not to exceed \$1,657.00, for the Engineer, and declaring an
11 emergency.

12
13 WHEREAS, a drainage easement and a temporary right-of-way ("ROW") are needed for
14 the improvement of the Cleveland Massillon Bridge over the North Fork Stream ("Project"),
15 located in the Township of Bath, Council District 1, at a cost not to exceed \$1,657.00; and

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

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20 WHEREAS, acquisition of the aforementioned drainage easement and ROW will
21 promote proceeding with the Project to bid; and

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23 WHEREAS, this Council has determined by reviewing all pertinent information that it is
24 necessary and in the best interest of the County of Summit to authorize the County Executive to
25 execute an agreement for the acquisition of the aforementioned ROW for the Project;

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

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30 SECTION 1

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32 The County Executive is hereby authorized to execute agreements for the acquisition of a
33 drainage easement and a temporary right-of-way for the improvement of Bridge No. BAT 017
34 1899 over the North Fork Stream, located on Cleveland-Massillon Road, in Bath Township, in
35 Council District 1, at a cost not to exceed \$1,657.00 as follows:

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37 Property Owners Negotiated Value

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39 Bernard D. Busson-Parcel 1-drainage \$ 1,657.00
40 easement; 1-temporary right-of-way

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42 SECTION 2

43 This Resolution is hereby declared an emergency in the interest of the health, safety and
44 welfare of the citizens of the County of Summit, and for the further reason that it immediately
45 promotes a County highway improvement project.

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47 SECTION 3

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

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2 PAGE TWO

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4 SECTION 4

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6 It is found and determined that all formal actions of this Council concerning and relating
7 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
8 deliberations of this Council and of any of its committees that resulted in such formal action,
9 were in meetings open to the public, in compliance with all legal requirements, including Section
10 121.22 of the Ohio Revised Code.
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13 INTRODUCED December 14, 2009

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16 ADOPTED December 14, 2009

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19 _____
20 CLERK OF COUNCIL



PRESIDENT OF COUNCIL

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23 APPROVED December 15, 2009

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25 
26 _____
27 EXECUTIVE

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29 ENACTED EFFECTIVE December 15, 2009

Voice Vote: 11-0 YES: Comunale, Crawford, Crossland, Feeman, Kostandaras
Poda, Prentice, Rodgers, Schmidt, Shapiro, Smith