

1 RESOLUTION NO. 2017-064

2
3 SPONSOR Ms. Shapiro

4
5 DATE March 6, 2017

COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to execute agreements for the acquisition of**
8 **drainage easements and temporary easements of right-of-way for embankment repairs on**
9 **Cleveland Massillon Road in Bath Township, for a total amount not to exceed \$2,351.00,**
10 **for the Engineer, and declaring an emergency.**

11
12 WHEREAS, embankment repairs are needed at 1500 and 1572 Cleveland-Massillon
13 Road, in Bath Township, in Council District 5; and

14
15 WHEREAS, drainage easements and temporary easements of right-of-way (“ROW”) are
16 needed for the Project; and

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

20
21 WHEREAS, the acquisition of said drainage easements and temporary easements of
22 right-of-way will allow the embankment repairs to proceed; and

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24 WHEREAS, the drainage easements and temporary easements of right-of-way will be
25 purchased from the owners for a total amount not to exceed \$2,351.00; and

26
27 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
28 that it is necessary and in the best interest of the County of Summit to authorize the County
29 Executive to execute agreements for the acquisition of drainage easements and temporary
30 easements of right-of-way for embankment repairs at 1500 and 1572 Cleveland-Massillon Road
31 in Bath Township, for a total amount not to exceed \$2,351.00;

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

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36 SECTION 1

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38 The County Executive is hereby authorized to execute agreements for the acquisition of
39 drainage easements and temporary easements of right-of-way for embankment repairs at 1500
40 and 1572 Cleveland Massillon Road located in Bath Township, in Council District 5, pursuant to
41 which the owners of the properties subject to said drainage easements and temporary easements
42 of right-of-way will be paid a total amount not to exceed \$2,153.00 as follows:

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<u>Property Owners</u>	<u>Negotiated Value</u>
Bernard D. Busson PPN-0403976	\$ 1,897.00
Nika Properties, LLC PPN-0401441	\$ 454.00

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1 RESOLUTION NO. 2017-064

2 PAGE TWO

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4 SECTION 2

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6 This Resolution is hereby declared an emergency in the interest of the health, safety and
7 welfare of the citizens of the County of Summit, and for the further reason that it will
8 immediately allow necessary embankment repairs on Cleveland-Massillon Road in Bath
9 Township to proceed.

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11 SECTION 3

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

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17 SECTION 4

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19 It is found and determined that all formal actions of this Council concerning and relating
20 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
21 deliberations of this Council and of any of its committees that resulted in such formal action,
22 were in meetings open to the public, in compliance with all legal requirements, including Section
23 121.22 of the Ohio Revised Code.

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25
26 INTRODUCED February 13, 2017

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28 ADOPTED March 6, 2017

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33 CLERK OF COUNCIL

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40 PRESIDENT OF COUNCIL

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42 APPROVED March 7, 2017

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ENACTED EFFECTIVE March 7, 2017

Voice Vote: YES 10-0: Dickinson, Donofrio, Feeman, Hamilton, Koehler,
Prentice, Rodgers, Schmidt, Walters, Wilhite
ABSENT: Crawford