

1 RESOLUTION NO. 2017-363

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3 SPONSOR Ms. Shapiro

4
5 DATE September 25, 2017 COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to execute an agreement for the acquisition**
8 **of a drainage easement for the Martin Road Embankment Repair Project, located in Bath**
9 **Township, in Council District 4, for an amount not to exceed \$500.00, for the Engineer, and**
10 **declaring an emergency.**

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12 WHEREAS, the Martin Road Embankment Repair Project (the "Project"), located in
13 Bath Township, in Council District 4, requires the repair of a headwall and placement of rock
14 channel protection in roadside ditches to prevent erosion; and

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16 WHEREAS, a drainage easement is needed for the Project; and

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

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22 WHEREAS, the acquisition of said drainage easement will allow the Project to proceed;
23 and

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25 WHEREAS, the drainage easement will be purchased from the owner for an amount not
26 to exceed \$500.00; and

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28 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
29 that it is necessary and in the best interest of the County of Summit to authorize the County
30 Executive to execute an agreement for the acquisition of a drainage easement for the Project,
31 located in Bath Township, in Council District 4, in an amount not to exceed \$500.00;

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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 an agreement to purchase a
39 drainage easement for the Martin Road Embankment Repair Project, located in Bath Township,
40 Council District 4, for which the owner subject to said drainage easement will be paid as follows:

<u>Property Owners</u>	<u>Negotiated Value</u>
Raymond and Bonnie Tubaugh 2687 Martin Road Akron, Ohio 44333 Parcel No. 0403059	\$500.00

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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 a necessary project, the Martin Road Embankment Repair Project located in
9 Bath Township, in Council District 4, 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
23 121.05 of the Ohio Revised Code.

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26 INTRODUCED September 11, 2017

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28 ADOPTED September 25, 2017

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32 CLERK OF COUNCIL

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PRESIDENT OF COUNCIL

APPROVED September 26, 2017

EXECUTIVE

September 26, 2017
ENACTED EFFECTIVE

Voice Vote: 11-0 - YES: Crawford, Dickinson, Donofrio, Feeman, Hamilton,
Koehler, Prentice, Rodgers, Schmidt, Walters, Wilhite