RESOLUTION NO. 2022-026

SPONSOR Executive Shapiro

DATE February 7, 2022 COMMITTEE: Public Works

A Resolution authorizing the Executive to execute an agreement with the State of Ohio for the acquisition of a temporary easement on Parcel No. 5613382, located in the City of Stow, in Council District 3, for a total amount not to exceed $7,460.00, as part of the Pump Station 19 Relocation Project Q-452, for the Executive’s Department of Sanitary Sewer Services, and declaring an emergency.

WHEREAS, this Council previously adopted Resolution No. 2015-270 which confirmed the award of the Board of Control of a professional services contract with Black & Veatch Corporation for design services and land easement acquisition for the Pump Station 19 Relocation Project Q-452 (the “Project”), located in the City of Stow, in Council District 3; and

WHEREAS, this Council subsequently adopted Resolution No. 2019-407 which confirmed the award of the Board of Control of Change Order No. 1 to the above referenced professional services contract for easement acquisition and additional utility coordination and engineering design; and

WHEREAS, this Council subsequently adopted Resolution No. 2019-070 which confirmed the award of the Board of Control of Change Order No. 2 to the above referenced professional services contract for easement acquisition and additional utility coordination and engineering design; and

WHEREAS, acquisition of land for a public right-of-way for the Project is considered a local cost, which must be borne in whole by the local public agency performing the Project; and

WHEREAS, Black & Veatch and their subcontractor, O.R. Colan Associates, on behalf of the Executive's Department of Sanitary Sewer Services, have determined and negotiated the amount of a temporary easement for Parcel No. 5613382 which is real property owned by the State of Ohio, a copy of which is attached to this Resolution as Exhibit A, and incorporated herein as if fully restated, now being presented for approval, in an amount not to exceed $7,460.00; and

WHEREAS, this Council has determined, after reviewing all pertinent information, that it is necessary and in the best interest of the County of Summit to authorize the Executive to execute the aforementioned agreement for the acquisition of a temporary easement;

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

SECTION 1

The Executive is hereby authorized to execute an agreement for the acquisition of a temporary easement for Parcel No. 5613382, with the State of Ohio, the owners of said property, located in the City of Stow, in Council District 3, a copy of which is attached to this Resolution as Exhibit A, and incorporated herein as if fully restated, in an amount not to exceed $7,460.00, as part of the Pump Station 19 Relocation Project Q-452.
SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the residents of the County of Summit, and for the further reason that it immediately authorizes the execution of the aforementioned agreements for the acquisition of easements so that the Pump Station 19 Relocation Project Q-452 may continue to its conclusion.

SECTION 3

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

SECTION 4

It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.05 of the Ohio Revised Code.

INTRODUCED January 31, 2022

ADOPTED February 7, 2022

CLERK OF COUNCIL

APPROVED February 7, 2022

EXECUTIVE

February 8, 2022

ENACTED EFFECTIVE

Voice Vote - YES: 10-0: Darrow, DeVitis, Dickinson, Donofrio, Feeman, Rodgers, Schmidt, Sims, Walters, Wilhite

ABSENT: McKenney