

1 RESOLUTION NO. 2022-026

2  
3 SPONSOR Executive Shapiro

4  
5 DATE February 7, 2022

COMMITTEE: Public Works

6  
7 **A Resolution authorizing the Executive to execute an agreement with the State of Ohio for**  
8 **the acquisition of a temporary easement on Parcel No. 5613382, located in the City of Stow,**  
9 **in Council District 3, for a total amount not to exceed \$7,460.00, as part of the Pump**  
10 **Station 19 Relocation Project Q-452, for the Executive's Department of Sanitary Sewer**  
11 **Services, and declaring an emergency.**

12  
13 WHEREAS, this Council previously adopted Resolution No. 2015-270 which confirmed  
14 the award of the Board of Control of a professional services contract with Black & Veatch  
15 Corporation for design services and land easement acquisition for the Pump Station 19  
16 Relocation Project Q-452 (the "Project"), located in the City of Stow, in Council District 3; and

17  
18 WHEREAS, this Council subsequently adopted Resolution No. 2019-407 which  
19 confirmed the award of the Board of Control of Change Order No. 1 to the above referenced  
20 professional services contract for easement acquisition and additional utility coordination and  
21 engineering design; and

22  
23 WHEREAS, this Council subsequently adopted Resolution No. 2019-070 which  
24 confirmed the award of the Board of Control of Change Order No. 2 to the above referenced  
25 professional services contract for easement acquisition and additional utility coordination and  
26 engineering design; and

27  
28 WHEREAS, acquisition of land for a public right-of-way for the Project is considered a  
29 local cost, which must be borne in whole by the local public agency performing the Project; and

30  
31 WHEREAS, Black & Veatch and their subcontractor, O.R. Colan Associates, on behalf  
32 of the Executive's Department of Sanitary Sewer Services, have determined and negotiated the  
33 amount of a temporary easement for Parcel No. 5613382 which is real property owned by the  
34 State of Ohio, a copy of which is attached to this Resolution as Exhibit A, and incorporated  
35 herein as if fully restated, now being presented for approval, in an amount not to exceed  
36 \$7,460.00; and

37  
38 WHEREAS, this Council has determined, after reviewing all pertinent information, that it  
39 is necessary and in the best interest of the County of Summit to authorize the Executive to  
40 execute the aforementioned agreement for the acquisition of a temporary easement;

41  
42 NOW, THEREFORE, BE IT RESOLVED by the Council of the County of Summit, State  
43 of Ohio, that;

44  
45 SECTION 1

46  
47 The Executive is hereby authorized to execute an agreement for the acquisition of a  
48 temporary easement for Parcel No. 5613382, with the State of Ohio, the owners of said property,  
49 located in the City of Stow, in Council District 3, a copy of which is attached to this Resolution  
50 as Exhibit A, and incorporated herein as if fully restated, in an amount not to exceed \$7,460.00,  
51 as part of the Pump Station 19 Relocation Project Q-452.

1 RESOLUTION NO. 2022-026

2 PAGE TWO

3  
4 SECTION 2

5  
6 This Resolution is hereby declared an emergency in the interest of the health, safety and  
7 welfare of the residents of the County of Summit, and for the further reason that it immediately  
8 authorizes the execution of the aforementioned agreements for the acquisition of easements so  
9 that the Pump Station 19 Relocation Project Q-452 may continue to its conclusion.

10  
11 SECTION 3


12  
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.

16  
17 SECTION 4

18  
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.


24  
25  
26 INTRODUCED January 31, 2022

27  
28  
29 ADOPTED February 7, 2022

30  
31   
32 \_\_\_\_\_  
33 CLERK OF COUNCIL

  
34 \_\_\_\_\_  
35 PRESIDENT OF COUNCIL

36 APPROVED February 7, 2022

37  
38   
39 \_\_\_\_\_  
40 EXECUTIVE

February 8, 2022  
\_\_\_\_\_ ENACTED EFFECTIVE

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

ABSENT: McKenney