RESOLUTION NO. 2012-131

SPONSOR Mr. Pry

DATE April 2, 2012

COMMITTEE Public Works

A Resolution authorizing appropriation proceedings of property owned by Michael Krunich, needed for the installation of a signal light at the intersection of Canton Road and Springfield Lake Drive, located in the Village of Lakemore and Springfield Township, Council District 8, for the Engineer, and declaring an emergency.

WHEREAS, a warranty deed and temporary right of way are needed for the installation of a signal light at the intersection of Canton Road and Springfield Lake Drive, Ohio Department of Transportation Project Identification Number PID 89306 SUM-CH 66, ("Project"); and

WHEREAS, the County of Summit, despite negotiations, has been unable to acquire all of the rights-of-way necessary for the Project; and

WHEREAS, the County of Summit is unable to agree upon the purchase price of right-of-way on property owned by Michael Krunich; and

WHEREAS, it is necessary to acquire said right-of-way by court proceedings under the provisions of Section 5555.09 and Chapter 163 of the Ohio Revised Code; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the acceptance and approval of the aforementioned right-of-way acquisitions are necessary and in the best interest of the County of Summit;

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

SECTION 1

The County of Summit hereby declares its intention to appropriate a warranty deed and a temporary easement for highway purposes, in the real property described by Exhibit A attached hereto, said purposes to include the installation of a traffic signal light at said property being owned by Michael Krunich ("Owner"), located in the Village of Lakemore and Springfield Township, Council District 8, and designated as Parcel 1WD and Parcel 1T.

SECTION 2

The Prosecuting Attorney is hereby directed to prepare and file on behalf of Summit County, Ohio, proceedings for appropriation, under the provisions of Chapter 163 of the Ohio Revised Code, of said easement and temporary right-of-way.

SECTION 3

The Engineer, through the Fiscal Officer, is hereby authorized to draw by voucher upon the County of Summit and pay into the Court of Common Pleas at the time of the filing of a complaint for the appropriation of said parcels, under the provisions of Chapter 163 of the Ohio Revised Code, a sum not to exceed $533.00.
RESOLUTION NO. __2012-131_________
PAGE TWO

SECTION 4

This Resolution shall be published in accordance with Section 121.071 of the County of Summit Codified Ordinances.

SECTION 5

This Resolution is hereby declared an emergency in the interest of the health, safety, and welfare of the citizens of Summit County, and for the further reason that it will allow immediate commencement of an improvement to the County's highway system.

SECTION 6

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 7

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 121.22 of the Ohio Revised Code.

INTRODUCED __ April 2, 2012 ___

ADOPTED __ April 2, 2012 ___

CLERK OF COUNCIL

APPROVED __ April 2, 2012 ___

ENACTED EFFECTIVE __ April 2, 2012 ___

Voice Vote: 11-0. YES: Comunale, Crawford, Feeman, Kostandaras Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro