RESOLUTION NO. 2014-081

SPONSOR Mr. Pry, Mr. Kostandaras

DATE March 3, 2014 COMMITTEE Public Works

A Resolution authorizing the County Executive to execute agreements for the acquisition of warranty deeds and temporary easements for replacing the existing TWT-012-0140 structure that carries Ravenna Road over Tinkers Creek, located in the Township of Twinsburg, in Council District 1, in an amount not to exceed $3,101.00, for the Engineer, and declaring an emergency.

WHEREAS, a right-of-way ("ROW") is needed for the replacement of an single span reinforced concrete arch bridge ("TWT-012-0140"), over Tinkers Creek, with a proposed single span galvanized steel beam bridge, located in the Township of Twinsburg, in Council District 1; and

WHEREAS, in Resolution No. 2014-005, County Council authorized the appropriation proceedings of the property owned by Andrew N. Dennewitz and Debra L. Dennewitz; and

WHEREAS, since that time an agreement has been reached with the property owners in the amount of $3,101.00; and

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

WHEREAS, acquisition of the subject warranty deeds and temporary easements will promote proceeding with the project to bid; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the acceptance and approval of the aforementioned warranty deed and temporary easement 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

This Council finds and determines that warranty deeds and temporary easements are needed for the replacement of an existing single span reinforced concrete slab structure ("TWT-012-0140"), over Tinkers Creek, with a proposed single span galvanized steel beam bridge with additional roadway approach work. The County Executive is hereby authorized to execute an agreement of purchase of said warranty deeds and temporary easements, under which the owners of said warranty deeds and temporary easements will be paid in an amount not to exceed $3,101.00, said owners and their respective payment (the negotiated value of their warranty deeds and temporary easements) being as follows:

<table>
<thead>
<tr>
<th>Property Owner</th>
<th>Negotiated Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Andrew N. Dennewitz- Parcel-4WD &amp; 4T</td>
<td>$3,101.00</td>
</tr>
</tbody>
</table>
RESOLUTION NO. 2014-081
PAGE TWO

SECTION 2

This Resolution is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit, and for the further reason that it promotes an immediately needed county highway improvement project in the Township of Twinsburg.

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 121.22 of the Ohio Revised Code.

INTRODUCED February 10, 2014

ADOPTED March 3, 2014

CLERK OF COUNCIL

APPROVED March 4, 2014

EXECUTIVE

ENACTED EFFECTIVE March 4, 2014

Voice Vote: 10-0 YES: Comunale, Crawford, Feeman, Kurt Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro
ABSENT: Kostandaras

SIGNED