RESOLUTION NO. 2014-290

SPONSOR Mr. Pry

DATE June 30, 2014 COMMITTEE Public Works

A Resolution authorizing the County Executive to execute agreements for the acquisition of right-of-way easements for a bank stabilization project along North Cleveland Massillon Road in Bath Township, Council District 4, in an amount not to exceed $2,471.00, for the Engineer, and declaring an emergency.

WHEREAS, slope and temporary right-of-way easements are necessary for a bank stabilization project to protect the roadway embankment on North Cleveland Massillon Road along the North Fork of Yellow Creek in Bath Township, Council District 4; and

WHEREAS, the proposed project calls for the stabilization of 220 feet of roadway embankment along the North Fork of Yellow Creek by constructing a boulder toe slope with grass slope above the boulders, providing stream bank stabilization alongside N. Cleveland Massillon Road; and

WHEREAS, acquisition of right-of-way easements 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 right-of-way easements from the property owners, for an amount not to exceed $2,471.00, will promote proceeding with the project; and

WHEREAS, this Council finds and determines, after reviewing all pertinent information, that the acceptance and approval of the aforementioned right-of-way easements 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 right-of-way easements are needed for the bank stabilization project along North Cleveland Massillon Road in Bath Township, Council District 4. The County Executive is hereby authorized to execute an agreement of purchase of said easements, under which the owners of said property will be paid in an amount not to exceed $2,471.00, said owner and their respective payment (the negotiated value of their property) being as follows:

<table>
<thead>
<tr>
<th>Property Owners</th>
<th>Negotiated Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Peter E. and Patricia A Woods - Trustees</td>
<td>$2,471.00</td>
</tr>
</tbody>
</table>

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 Bath Township.
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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 June 16, 2014
ADOPTED June 30, 2014

CLERK OF COUNCIL

APPROVED July 1, 2014

EXECUTIVE

ENACTED EFFECTIVE July 1, 2014

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