

1 RESOLUTION NO. 2013-142

2
3 SPONSOR Mr. Pry

4
5 DATE April 15, 2013

COMMITTEE Public Works

6
7 **A Resolution authorizing the County Executive to execute agreements for the acquisition of**
8 **two drainage easements and one temporary easement for rights-of-way for the replacement**
9 **of a culvert on Revere Road, located in Bath Township, in Council District 5, in a total**
10 **amount not to exceed \$2,288.00, for the Engineer, and declaring an emergency.**

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12 WHEREAS, the County Engineer has identified a public need to replace a Revere Road
13 culvert with a new 36" culvert and replace the associated headwalls; and

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15 WHEREAS, rights-of-way ("ROW") are needed for the Project; and

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

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20 WHEREAS, acquisition of the subject easements will promote proceeding with the
21 Project to bid; and

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23 WHEREAS, this Council finds and determines, after reviewing all pertinent information,
24 that the acceptance and approval of the aforementioned drainage easements and temporary
25 easement acquisitions are necessary and in the best interest of the County of Summit;

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

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30 SECTION 1

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32 In return for certain drainage easements needed for the replacement of an existing 36"
33 RCP Culvert end with a new 36" culvert headwall, the County Executive is hereby authorized to
34 execute agreements of purchase of said easements, under which the owners of said easements
35 will be paid amounts not to exceed \$2,288.00, said owner and their respective payments (the
36 negotiated value of the drainage easements and temporary easement) being as follows:

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<u>Property Owners</u>	<u>Negotiated Value</u>
Betty Dancey Godard-DE-1 & T-1	\$ 1,467.00
Susanna D. Nelson-DE-2	\$ 821.00

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43 SECTION 2

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45 This Resolution is hereby declared an emergency in the interest of the health, safety and
46 welfare of the citizens of the County of Summit, and for the further reason that it promotes a
47 county highway improvement project immediately needed in Bath Township.
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2 PAGE TWO

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4 SECTION 3


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

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10 SECTION 4

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12 It is found and determined that all formal actions of this Council concerning and relating
13 to the adoption of this Resolution were adopted in an open meeting of this Council, and that all
14 deliberations of this Council and of any of its committees that resulted in such formal action,
15 were in meetings open to the public, in compliance with all legal requirements, including Section
16 121.22 of the Ohio Revised Code.

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18 INTRODUCED April 1, 2013

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20 ADOPTED April 15, 2013

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25 CLERK OF COUNCIL

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29 PRESIDENT OF COUNCIL

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31 APPROVED April 16, 2013

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33 
EXECUTIVE

ENACTED EFFECTIVE April 16, 2013

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