

RESOLUTION 2016-07

A RESOLUTION AUTHORIZING THE MAYOR AND THE FISCAL OFFICER TO ENTER INTO AN AGREEMENT TO ACQUIRE A CERTAIN PARCEL OF PROPERTY FROM OHIO EDISON AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the Village of Hiram has previously determined that it is in the public interest to establish a Hike and Bike Trail along various routes located in the Village, which undertaking is hereinafter referred to as the Hiram Hike and Bike Trail Project or Project; and

WHEREAS, to comply with the obligations undertaken by the Village to accomplish the Project the Village must have the right to enter and clear property presently owned by Ohio Edison; and

WHEREAS, the right of entry is needed immediately; and

WHEREAS, in addition to the above right of access the property must also be acquired from Ohio Edison.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Village of Hiram, Portage County, Ohio, two thirds or more of the members thereto concurring that:


SECTION 1: The actions of the Mayor in executing and accepting a right of entry from Ohio Edison to allow the survey of the property being purchased, and to also permit initial clearing of the land is hereby ratified, confirmed and approved.

SECTION 2: The Mayor and the Fiscal Officer are hereby authorized to execute a sales agreement with Ohio Edison in substantial conformity with the contract attached hereto, incorporated herein by reference, and marked for identification as exhibit "A".

SECTION 3: It is hereby 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 the deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public sale in compliance with all legal requirements including Section 121.22 of the Revised Code of the State of Ohio.

SECTION 4: This Resolution is declared to be an emergency measure, becoming effective immediately upon passage by Council and approval by the Mayor to protect the health, safety, morals and general welfare of the Village, and for the further reason that the land being acquired and the access provided is needed now so the clearing can take place before the end of March in compliance with Ohio Environmental Protection Agency requirements.

PASSED IN COUNCIL as an emergency on MARCH 8, 2016.


Mayor Lou Bertrand

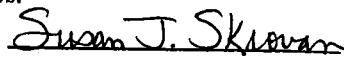
ATTEST:


Fiscal Officer Susan J. Skrovan

Approved as to form:


Village Solicitor Thomas Reitz

I SUSAN SKROVAN, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution or Ordinance No. 2016-07 has been duly posted in the required 5 places.

3-9-2016 
Date Fiscal Officer, Village of Hiram