

# County Council of Cuyahoga County, Ohio

## Resolution No. R2011-0079

<p>Sponsored by: <b>County Executive FitzGerald/Department of Public Works/County Engineer/Sanitary Engineering Division</b></p>	<p><b>A Resolution</b> authorizing the County Executive to enter into an agreement for settlement of property rights in connection with repair of the Stumph Road Sewer Improvement, located in the City of Parma Heights, County Sewer District No. 1, in an amount equal to the approved appraisal fair market value estimate of \$9,150.00 for Parcel Nos. 473-21-002S &amp; 473-21-029S (Permanent Sanitary Sewer Easements), 6330 Pearl Road, Cleveland, Ohio 44130, and declaring the necessity that this Resolution become immediately effective.</p>
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WHEREAS, the Department of Public Works/Sanitary Engineer has determined it necessary to construct, maintain, operate and repair the Stumph Road Improvement Sewer, located in the City of Parma Heights, County Sewer District No.1; and,

WHEREAS, the Department of Public Works/Sanitary Engineer has determined it necessary to acquire permanent maintenance easements to enable the County to install a new sanitary sewer to discharge to the Northeast Ohio Regional Sewer District connection of Parma Heights relief sewer that will eliminate a 1920's era siphon ender to the Big Creek.

WHEREAS, the proposed sewer easements are in connections with Parcel Nos. 473-21-002 & 473-21-029 and the agreed upon purchase price is \$9,150.00, an amount equal to the approved fair market value estimate as determined by an appraiser certified by the Ohio Department of Transportation; and,

WHEREAS, the Department of Public Works/Sanitary Engineer recommends that this agreement be approved.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:**

**SECTION 1.** That the County Executive is hereby authorized to enter into a settlement agreement for property rights in connection with the repair of the Stumph Road Sewer Improvement, located in the City of Parma Heights, County Sewer District No. 1, equal to the approved fair market value estimate as determined by an appraiser certified by the Ohio Department of Transportation.

**SECTION 2.** This Resolution is hereby determined to be an emergency measure and that it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue, and to continue the usual and daily operation of County departments, offices and agencies. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

**SECTION 3.** It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the 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.

On a motion by Mr. Germana, seconded by Ms. Conwell, the foregoing Resolution was duly adopted.

Yeas: Gallagher, Schron, Conwell, Jones, Connally, Rogers, Simon, Greenspan, Miller, Brady and Germana

Nays: None

_____	_____
County Council President	Date
_____	_____
County Executive	Date
_____	_____
Clerk of Council	Date

First Reading/Referred to Committee: March 1, 2011  
 Committee(s) Assigned: Public Works, Procurement & Contracting

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 March 22, 2011