

SPONSOR: _____

ORDINANCE NO. 151-06

AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH PAUL BERRIDGE, TO ACQUIRE APPROXIMATELY 2 ACRES OF REAL PROPERTY ON WHICH TO CONSTRUCT THE VETERAN'S DRIVE SUBSTATION, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Jackson is currently in the process of developing and constructing a new electric substation along Veteran's Drive; and

WHEREAS, the City's new Veteran's Drive substation is to be constructed on approximately two acres of the real property which has been previously acquired from Paul Berridge; and

WHEREAS, the real property which has been previously acquired from Paul Berridge is subject to reversion to Paul Berridge in the event the City fails to pay Mr. Berridge a certain sum; and

WHEREAS, in the event the City is required to return the real property, the City will need to retain the real property the Veteran's Drive substation is constructed on;

WHEREAS, in the event the City is required to return the real property to Paul Berridge, the City is agreeable to pay Paul Berridge the sum of \$50,000.00 per acre for the approximately two acre tract the Veteran's Drive Electric Substation is to be located.

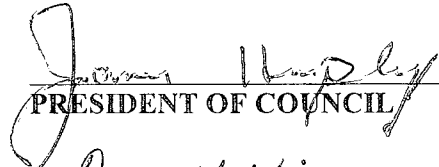
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JACKSON, STATE OF OHIO, as follows:

Section One. The Jackson City Council hereby authorizes the Mayor, or his designated representative, to enter into an agreement with Paul Berridge to amend the original real property acquisition to the extent the City shall receive and retain ownership of the approximately two acres of real property as described in Exhibit "A", attached hereto. The City of Jackson is agreeable, in the event the original real property is to be returned to Paul Berridge, to pay Mr. Berridge the sum of \$50,000.00 per acre for the real property described in Exhibit "A". No payments shall be required to be made unless and until the City is required to return the real property under the terms of the original agreement.

Section Two. This Ordinance is hereby declared to be an emergency Ordinance, necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, in that it is necessary to finalize the acquisition of the real property in order to proceed with the Veteran's Drive Electric Substation Project in a timely manner. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

Section Three. In is hereby found and determined that all formal actions of this Council relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Date: July 10, 06



PRESIDENT OF COUNCIL



CLERK OF COUNCIL

Approved:

Date: 7/12/06



MAYOR