

Sponsor Kitchen/Elliott

ORDINANCE NO. 20-15

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF JACKSON TO EXECUTE AN EASEMENT TO BELLISIO FOODS, INC. TO CROSS A .241 ACRE OF PROPERTY OWNED BY THE CITY SO AS TO ALLOW CONTINUED ACCESS FOR BELLISIO TO ITS WAREHOUSE AND DECLARING AN EMERGENCY.

WHEREAS, the City of Jackson was the original owner and builder of a warehouse "spec" building now owned by Bellisio Foods, Inc. which is accessed by John Wollum Drive; and

WHEREAS, a survey by Bellisio Foods, Inc. has revealed that John Wollum Drive ends short of the end of the current warehouse so that a portion of the existing drive that accesses the second warehouse crosses property owned by the City; and

WHEREAS, Bellisio Foods, Inc. has agreed to accept an easement and the responsibility of its maintenance and that it requires immediate issuance of the easement; and

WHEREAS, continued operation of the warehouses is in the best financial interest of the City and its citizens and this matter constitutes an emergency in order to preserve and maintain the health, safety and welfare of the City; and

THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE AUTHORITY OF THE CITY OF JACKSON, OHIO THAT ITS MAYOR IS HEREBY AUTHORIZED TO EXECUTE THE EASEMENT ATTACHED HERETO AS EXHIBIT "A" AND THAT THIS MATTER CONSTITUTES AN EMERGENCY FOR THE REASONS SET FORTH HEREIN.

In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

It 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.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 27th day of April, 2015.

E. A. Brown
President of Council PRO-TEM

ATTEST:
Sherry Barr
Clerk of the Legislative Authority

Approved this 27th day of April, 2015

Randy Neust
Mayor