

Sponsor _____

RESOLUTION NO.16-11

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF JACKSON TO ENTER INTO AN AGREEMENT WITH THE OWNER OF LOT 45, PARKVIEW SUBDIVISION NO. 2 TO ACQUIRE TITLE TO THAT LOT IN EXCHANGE FOR PLACING SEWER TAPS AND MOWING LOTS 43 AND 44 AND DECLARING AN EMERGENCY.

WHEREAS, the Liberty University is the owner of Parkview Subdivision No. 2 lots 43, 44, and 45, having acquired them by gift from a charitable trust; and

WHEREAS, the City of Jackson has a lift station on lot 45 and has mowed and maintained the lots as part of its use of the station; and

WHEREAS, in exchange for mowing lots 43 and 44 in compliance with City ordinances, for a period of one year from the date of the transfer of log 45 to the City, and for sewer taps being provided at no cost to the purchasers of lots 43 and 44, Liberty University will give lot 45 to the City of Jackson.

WHEREAS, Liberty University is seeking to sell the lots at this time and immediate action is required to ensure that the City can acquire lot 45 and that doing so protects the health, safety and welfare of the City.

BE IT RESOLVED by the legislative authority of the City of Jackson, Ohio:

SECTION 1. That the Mayor of the City of Jackson or his designated agent be and is hereby authorized to enter into an agreement with Liberty University whereby the City shall mow lots 43 and 44 of Parkview Subdivision No. 2 in accordance with the City's ordinance on mowing, for a period not to exceed one year from the date of transfer of log 45 to the City, and to provide a sewer tap at no cost to the purchasers of lots 43 and 44 in exchange for acquiring lot 45.

SECTION 2. This Resolution is hereby declared to be an emergency Resolution necessary for the immediate preservation of the public peace, health or safety of the City of Jackson, Ohio. Therefore, this Resolution shall go into effect upon passage and approval by the Mayor, as provided in Ohio Revised Code Section 731.30.

SECTION 3. In the event this Resolution receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Resolution 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 Resolution 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 26 day of Oct, 2011.


President of Council

ATTEST:


Clerk of the Legislative Authority

Approved this 26th day of October, 2011


Mayor