

RESOLUTION 2018-02

A RESOLUTION AUTHORIZING AN IMPROVEMENT AND DEDICATION AGREEMENT FOR CONSTANCE AVENUE AND DECLARING AN EMERGENCY

WHEREAS, there has existed in the Village of Hiram for many years a private road commonly known as Constance Road or Constance Avenue; and

WHEREAS, Applejack Development Company, LLC is the owner of the land on which Constance Avenue is located and Mantaline Corporation is the owner of land adjacent to Constance Avenue which is suitable for use as a cul-de-sac; and

WHEREAS, both Applejack Development Company, LLC and Mantaline Corporation have entered into discussions with the Village Administrator which have resulted in a proposed Improvement and Dedication Agreement under which improvements will be made to Constance Avenue to improve the road such that it can be accepted as a public road in the Village; and

WHEREAS, the Village Administrator has reviewed the proposed Improvement and Dedication Agreement and now recommends that the Council enter into an Improvement and Dedication Agreement; and

WHEREAS, the Finance Committee of the Village Council has reviewed the proposed Improvement and Dedication Agreement and now recommends that the Council enter into an Improvement and Dedication Agreement.

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 private road commonly known as Constance Road or Constance Avenue is now declared to be hereafter named Constance Avenue.


Section 2: The recommendation of the Village Administrator and the Finance Committee to enter into an Improvement and Dedication Agreement with Applejack Development Company, LLC and Mantaline Corporation is hereby accepted.

Section 3: The Mayor and the Fiscal Officer are hereby authorized to enter into an Improvement and Dedication Agreement with Applejack Development Company, LLC and Mantaline Corporation in substantial conformity with the Agreement attached hereto, marked for identification as Exhibit A, and incorporated herein by reference, and the administration is directed to take all actions required of the Village to perform under the Agreement.

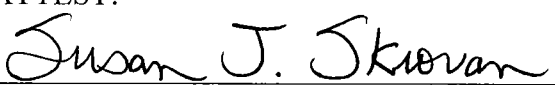
Section 4: This Resolution is declared an emergency measure becoming effective immediately upon its passage and approval by the Mayor so as to timely authorize grant applications needed to assist in the payment for the infrastructure improvements identified in the Improvement and Dedication Agreement.

Section 5: 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.

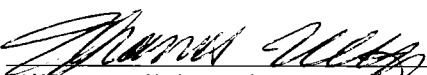
First Reading on January 9, 2018
PASSED IN COUNCIL on Second Reading
As an emergency on February 13, 2018.



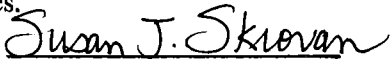
Mayor Lou Bertrand

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. 2018-02 has been duly posted in the
required 5 places.
2-14-2018 
Date Fiscal Officer, Village of Hiram