

RESOLUTION 2019-31

**A RESOLUTION OPPOSING HOUSE BILL 288
AMENDING THE LAW REGARDING EMINENT DOMAIN AS IT PERTAINS
TO RECREATIONAL TRAILS AND DECLARING AN EMERGENCY.**

WHEREAS, the Mayor and Council of the Village of Hiram have been advised of the Ohio Representative D. Manning's proposal to amend the law regarding EMINENT DOMAIN, specifically prohibiting property being taken by Municipalities for the purpose of providing RECREATIONAL TRAILS; and

WHEREAS, the Mayor and Council of the Village of Hiram as well as the Police and Fire/EMS Departments, agree the matter of eminent domain in the case of taking property for a RECREATIONAL TRAIL should be decided by the local government and is in the realm of PUBLIC SAFETY; and

WHEREAS, Hiram government says that HOUSE BILL 288 violates MUNICIPAL HOME RULE AUTHORITY as contained in the CONSTITUTION OF THE STATE OF OHIO.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Council of Hiram Village, Ohio, two-thirds or more of the members elected thereto concurring that:

Section 1: That the government of Hiram Village urges the Ohio General Assembly not to support nor enact House Bill 288.

Section 2: That a duly executed and inscribed copy of this Resolution shall be made a part of the official record of the Council and Mayor of the Village of Hiram in order that due notice of its adoption shall be given to the residents of this community, Governor Hon. Mike DeWine, Representative Hon. Diane Grendell and Senator Hon. John Eklund.

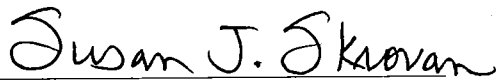
Section 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Revised Code of the State of Ohio.

Section 4: This Resolution is declared an emergency measure becoming effective immediately upon passage by Council and approval by the Mayor because time is of the essence to convey our support to the Ohio Governor and Ohio General Assembly to oppose House Bill 288 and to have this Resolution take effect immediately after the date of its passage.

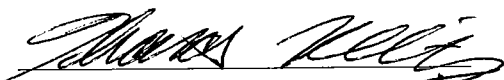
PASSED IN COUNCIL as an emergency on October 15, 2019.

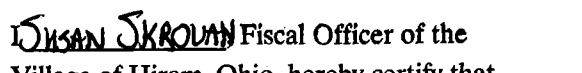
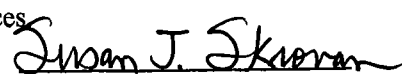

MAYOR LOU BERTRAND

ATTEST:


Fiscal Officer Susan J. Skrovan

Approved as to Form:


Village Solicitor Thomas Reitz


Susan Skrovan Fiscal Officer of the
Village of Hiram, Ohio, hereby certify that
the foregoing Resolution ~~or Ordinance~~
No. 2019-31 has been duly posted in the
required 5 places
10/16/2019 
Date Fiscal Officer, Village of Hiram