

RESOLUTION NO.: 43-2007
INTRODUCED BY: O'Toole

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
AN EASEMENT AGREEMENT FOR WATER MAIN FACILITIES
(KITCHELL/WHITING).**

WHEREAS, Kerry G. Kitchell and Marilyn B. Whiting, the owners of certain property located at 1791 Sunset Drive within the City of Richmond Heights have agreed to grant a certain easement upon their property to the City for purposes of a water main project for appropriate consideration; and

WHEREAS, this Council desires to accept the easement for appropriate consideration;

NOW, THEREFORE, Be It Resolved by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: The Mayor be, and he is hereby, authorized to execute a contract for easement and easement agreement with Kerry G. Kitchell and Marilyn B. Whiting for the property at 1791 Sunset Drive (Permanent Parcel No. 661-05-052) for public water main facilities for a cash payment amount not to exceed \$1,630.00 and pursuant to the terms as generally set forth in the "Contract for Easement" attached hereto as "Exhibit A."

Section 2: The Finance Director be, and she is hereby, authorized and directed to appropriate to a proper account the sum of One Thousand Six Hundred Thirty Dollars (\$1,630.00) as consideration for the easement referred to in Section 1 of this Resolution, and such payment is hereby authorized.

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 this 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 Ohio Revised Code.

Section 4: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED:_____

Daniel J. Ursu, Mayor

APPROVED:_____

ATTEST:_____

Betsy Traben
Clerk of Council

David H. Roche
President of Council