

CITY OF TWINSBURG, OHIO

ORDINANCE 25-2007

AN ORDINANCE AUTHORIZING PAYMENT TO OHIO EDISON, 1910 WEST MARKET STREET, AKRON, OHIO, 44313-6912 FOR THE RELOCATION OF CERTAIN ELECTRIC LINES IN CONNECTION WITH THE GARY/CYNTHIA DRIVE IMPROVEMENT PROJECT AND DECLARING AN EMERGENCY

WHEREAS, during design it has been discovered that certain electric lines owned by Dominion East Ohio must be immediately relocated; and

WHEREAS, Ohio law provides that the cost of relocation of utility lines under the circumstances presented shall be borne by the entity requesting the relocation; and

WHEREAS, the services provided for the relocation of electric lines are provided by Ohio Edison only and are, therefore, exempt from the bid requirements of Ohio law and the Charter of the City of Twinsburg.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Twinsburg, County of Summit and State of Ohio:

SECTION I: That the Finance Director be and she is hereby authorized to make payments to Ohio Edison, 1910 West Market Street, Akron, Ohio 44313 for the relocation of electric lines. Said payments to be made upon submission of invoices approved by the Mayor and City Engineer and in an amount not to exceed Nine Thousand Eight Hundred Thirty Three and 79/100 Dollars (\$9,833.79). Funds to be disbursed from the Capital Improvements Fund.

SECTION II: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting or meetings of this Council and any of its committees that resulted in such formal action, were in meetings open to the public and in full compliance with all legal requirements, including without limitations, those set forth in Section 121.22 of the Ohio Revised Code.

SECTION III: That this Ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety, convenience and welfare of the citizens of the City of Twinsburg, and for the additional reason that the amount is immediately due and payable, and provided it receives the affirmative vote of five or more members of Council, it shall take effect and be in force immediately upon its passage and approval of the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: Jan. 23, 2007

APPROVED: Jan. 29, 2007

Bill Furey, President of Council

Submitted to the Mayor for approval this 29 day of Jan, 2007

Approved by the Mayor 69, 2007

Katherine A. Procop
Katherine A. Procop, Mayor

ATTEST:

Cynthia A. Kaderle
Cynthia A. Kaderle, CMC
Clerk of Council

1st Rdg. 1-23-07
2nd Rdg. 1-23-07
3rd Rdg. 1-23-07

Passed: 1-23-07

Yes No

CERTIFICATE OF POSTING

I, Cynthia A Kaderle, Clerk of Council, of the City of Twinsburg, State of Ohio, do hereby certify that publication of the foregoing ordinances, resolutions was duly made by posting true copies thereof at five of the most public places in said City as determined by Section 113.02 of the Codified Ordinances of the City of Twinsburg; each for a period of fifteen days commencing on the 2 day of Feb, 2007

Cynthia A. Kaderle
Cynthia A. Kaderle, CMC
Clerk of Council
City of Twinsburg