

ORDINANCE NO. 204-2012

**TITLE: PURCHASE OF PROPERTIES
75-21ST STREET, NW AND 79-21ST STREET, NW**

AN ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO EXECUTE AGREEMENTS TO PURCHASE TWO VACANT PROPERTIES, 75-21ST STREET, NW AND 79-21ST STREET, NW, FOR A TOTAL AMOUNT OF \$26,500, DUE TO THIS AREA BEING IDENTIFIED AS A SOURCE OF SEWER BACKUPS AND FLOODING, AND DECLARING AN EMERGENCY.

WHEREAS, an appraisal dated September 17, 2012, values the property at 75-21st Street, NW, at \$20,000.00; and

WHEREAS, an appraisal dated September 17, 2012, values the property at 79-21st Street, NW, at \$6,500.00; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Barberton, State of Ohio:

SECTION 1. That the Mayor, or his designee, is hereby authorized to execute Agreements to purchase two vacant properties, 75-21st Street, NW, and 79-21st Street, NW, for a total amount of Twenty Six Thousand Five Hundred Dollars and No Cents (\$26,500.00), due to this area being identified as a source of sewer backups and flooding in the 21st Street Area between the West Theater and W. Tuscarawas Avenue.

SECTION 2. That Council hereby authorizes and directs the Mayor or his designee to execute these Agreements on behalf of the City prepared by the Law Director, together with terms as are approved by the Mayor, Director of Law, and the Director of Planning, as being consistent with the objectives of this ordinance. The Mayor and other City officials are authorized to execute such other documents and do all other things as are necessary for, and incidental to, carrying out the requirements of this ordinance and the terms of the Agreement.

SECTION 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken 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 meetings open to the public in compliance with the law.

SECTION 4. 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 City of Barberton and the inhabitants thereof, in order for the purchases to be completed in a timely manner, and provided it receives the necessary votes required by the City Charter, shall be in full force and effect from and after its passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Passed _____ 2012

Clerk of Council

President of Council

Approved _____ 2012

Mayor

