

ORDINANCE NO. 2004-59

AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CHRIS CARTER FOR ACQUISITION OF PERMANENT AND TEMPORARY EASEMENTS NECESSARY FOR CONSTRUCTION OF THE INFLUENT SEWER TO THE NEW WATER RECLAMATION PLANT AND DECLARING AN EMERGENCY

WHEREAS, the City of Mason is constructing a new Water Reclamation Plant at 3200 Mason-Morrow-Millgrove Road, and

WHEREAS, part of the construction of the new Water Reclamation Plant is the installation of the Influent Sewer from the existing Water Reclamation Plant on US 42 North to the new Water Reclamation Plant, and

WHEREAS, the route of the Influent Sewer lies partly on land owned by Chris Carter, and

WHEREAS, the City of Mason has conducted discussions with Chris Carter in connection with acquisition of permanent and temporary easements necessary for construction of the Influent Sewer from the existing Water Reclamation Plant to the new Water Reclamation Plant, and

WHEREAS, Chris Carter has made a proposal to the City of Mason dated April 15, 2004 regarding terms for the acquisition of the said permanent and temporary easements.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, seven members elected thereto concurring:

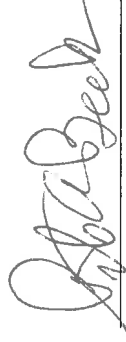
Section 1. That the terms of the proposal dated April 15, 2004 from Chris Carter are accepted.


Section 2. That the City Manager is hereby authorized to enter into an agreement with Chris Carter for acquisition of the necessary permanent and temporary easements for construction of the Influent Sewer, as described in the said April 15, 2004 proposal.

Section 3. That the Finance Director is hereby authorized to pay Chris Carter an amount not to exceed \$30,000.00 in return for legally binding acquisition by the City of Mason of the permanent and temporary easements described in the April 15, 2004 proposal.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare and shall be effective immediately upon its passage. The reason for said declaration of emergency is the need to secure the necessary easements in advance of sewer construction.

Passed this 26th day of April 2004.


Mayor

Attest:

Clerk of Council