

ORDINANCE NO. 2012-8

AUTHORIZING THE CITY MANAGER TO ENTER INTO EASEMENT AGREEMENTS FOR THE OSBORNE BOULEVARD CONNECTOR ROAD PROJECT, AND CERTAIN SIDEWALKS; AND DECLARING AN EMERGENCY

WHEREAS, Section 9.12 of Article IX of the Charter of the City of Blue Ash, Ohio, provides the method under which the City Manager shall make certain purchases and enter into contracts on behalf of the City, including agreements associated with real property; and

WHEREAS, it is in the best interest of the citizens of the City of Blue Ash for the City Manager to enter into agreements to provide for the acceptance of easement rights, both temporary and permanent, to secure utility burial on the west side of Reed Hartman Highway at the intersection of Osborne Boulevard and Reed Hartman Highway affecting portions of Parcel 612-150-0504 + 0505 to 0506 + 612-150-0392 of Book 612, Page 150 of the Hamilton County Auditor's Office records (10925 Reed Hartman Highway); and

WHEREAS, the described property is owned by Reed Hartman Corporate Center Building Company, Ltd.; and

WHEREAS, it is necessary that these grants of for utility relocation be acquired to provide for proper phasing as to the various construction components of installing underground facilities and concrete-encased utility conduit banks associated with the Osborne Boulevard Connector Road Project; and

WHEREAS, the need exists to secure City Council's authorization to acquire sidewalk easements along Reed Hartman Highway; and

WHEREAS, the real estate interests described above are, or will be, available for acquisition.

Be it ordained by the Council of the City of Blue Ash, not less than five (5) members thereof concurring,

SECTION I.

The City Manager is hereby authorized to execute the documentation associated with the acceptant of easement rights, both temporary and permanent to secure the utility burial on the west side of Reed Hartman Highway at the intersection of Osborne Boulevard and Reed Hartman Highway affecting portions of Parcel 612-150-0504 + 0505 to 0506 + 612-150-0392 of the Hamilton County Auditor's Office records for payment to Reed Hartman Corporate Center Building Company, Ltd. for an amount not to exceed \$26,000 is hereby affirmed.

SECTION II.

The City Manager is hereby authorized to accept certain sidewalk/bike path easement rights related to, or connecting with the Osborne Connector Road Project, which may be granted by property owners on either side of Reed Hartman Highway, from Cornell Road on the north to Creek Road on its South. Such easements may be donated, or may involve compensation, although none shall exceed \$26,000.

SECTION III.

The Treasurer is hereby authorized to expend the necessary funds, therefore, which funds are hereby appropriated.

SECTION IV.

This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the City of Blue Ash, Ohio; the reason for the emergency being the immediate need to acquire these utility easements so that the roadway project timeline will be met for the benefit of the continued progress of this

economic development for the benefit of the Blue Ash citizens. Therefore, this ordinance shall take effect and be in force from and after its passage.

PASSED this 26th day of January, 2012.

Mark F. Weber, Mayor

Karla Plank, Acting Clerk of Council for
Jamie K. Eifert, Clerk of Council

APPROVED AS TO FORM:

Bryan Pacheco, Deputy Solicitor