

PASSED: September 12, 2011
BY: Chaiken

RESOLUTION NO. 2011-16

RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A
RIGHT OF ENTRY FOR DUKE TO USE NORTH SITE
FOR TEMPORARY STORAGE

WHEREAS, The Village of Amberley owns property adjacent to the northern boundary of the Ronald Reagan Highway, commonly referred to as the “North Site,” at the location of the former swim club near where the Village maintains certain maintenance facilities;

WHEREAS, Duke Energy requested the temporary use of a portion of the North Site in order to store utility poles and supplies while Duke performs certain maintenance and improvements in the area;

WHEREAS, the Village would benefit from allowing Duke temporary use of the North Site because Duke’s work will improve the facilities and infrastructure that connect with Duke facilities located in Amberley Village, and no use is currently being made or is anticipated to be made with the subject property during Duke’s use;

WHEREAS, the Village Manager is authorized to enter into contracts on behalf of the Village as long as the value of the contract is not more than \$7,500, and due to the time sensitive nature of Duke’s work and need to access the subject property immediately the Village Manager executed a Right of Entry, attached here as Exhibit A and approved by the Village Solicitor, authorizing Duke the temporary use the North Site;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF AMBERLEY VILLAGE, STATE OF OHIO, six (6) members elected thereto concurring,

SECTION 1: That the Amberley Village Council hereby ratifies and approves the Right of Entry executed by the Village Manager granting Duke Energy permission to use the North Site as set forth in the Right of Entry attached hereto as Exhibit A.

SECTION 2: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed this 12th day of September, 2011

Mayor Merrie Stillpass

Attest:

Nicole Browder, Clerk of Council

Resolution Vote:

Moved: Chaiken Second: Conway

I, Clerk of Council of Amberley Village, Ohio, certify that on the ____ day of September, 2011, the forgoing Resolution was published pursuant to Article IX of the Home Rule Charter by posting true copies of said Resolution at all of the places of public notice as designed by Sec. 31.40(B), Code of Ordinances.

Nicole Browder, Clerk of Council