

**RESOLUTION NO.:** 2019-R19 (*Amended April 9, 2019*)  
**SPONSOR:** MAYOR NEUGEBAUER  
**INTRODUCED:** MARCH 12, 2019                      **ASSIGNED TO:** \_\_\_\_\_

**AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE TRANSFER OF BRIDGE OWNERSHIP AND MAINTENANCE RESPONSIBILITIES FOR BRIDGES LOCATED IN THE CITY OF GREEN FROM SUMMIT COUNTY TO THE CITY OF GREEN, AND DECLARING AN EMERGENCY.**

WHEREAS, Summit County has notified the City of Green that ownership and maintenance responsibilities of eight (8) bridges (the “Bridges”) on roadways that were previously designated as Township routes and are now City streets should be transferred to the City of Green; and

WHEREAS, both Summit County and the City of Green have a duty to repair bridges within the territorial limits of the City depending on the roadway upon which the bridge is located; and

WHEREAS, Summit County has a duty to repair bridges on improved roads within the City of Green when the road is a state road, county road, or a road that is of general or public utility running into or through the City of Green; and

WHEREAS, the City of Green has a duty to repair bridges on improved roads that are established for the use and convenience of the City of Green and not a part of a state or county road; and

WHEREAS, the Bridges are located upon roads within the City of Green that have been established for the use and convenience of the City of Green; and

WHEREAS, it is the desire of this Council to accept the transfer of ownership and maintenance of said bridges from Summit County.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GREEN, COUNTY OF SUMMIT, AND STATE OF OHIO THAT:**

**SECTION ONE:**

The Mayor is authorized to accept the ownership and maintenance responsibilities for the bridges listed in the Bridge Transfer List, as set forth in “Exhibit A” and “Exhibit B” attached hereto and incorporated herein by reference. **An Asset Accounting List from Summit County identifying the bridges is attached hereto and incorporated herein as Exhibit “C”.**

**SECTION TWO:**

The City Engineer shall notify the Ohio Department of Transportation (“ODOT”) of the transfer and shall also request that the inspection of said bridges be included in ODOT’s annual inspection programs.

**SECTION THREE:**

The City of Green finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in open meetings of this Council and any deliberations of this Council and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements.

**Resolution 2019-R19 (Amended April 9, 2019)**

**SECTION FOUR:**

Council declares this to be an emergency immediately necessary for the preservation of the public peace, health, safety and welfare of the citizens of Green and for the further reason that the Project may proceed as soon as possible. Provided that this legislation receives the affirmative vote of three-fourths (3/4ths) of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force at the earliest time allowed by law.

ADOPTED: \_\_\_\_\_

\_\_\_\_\_  
**Molly Kapeluck**  
~~Nichole Baldinger, Clerk of Council, Interim~~

\_\_\_\_\_  
Bob Young, President

APPROVED: \_\_\_\_\_, 2019

\_\_\_\_\_  
Gerard M. Neugebauer, Mayor

ENACTED EFFECTIVE: \_\_\_\_\_, 2019

ON ROLL CALL:   Babbitt                   Dyer                   Humphrey                   Shaughnessy  
                          Speight                    Yeargin                Young

*Suburbanite* publication on \_\_\_\_\_ and \_\_\_\_\_

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**Molly Kapeluck**  
~~Nichole Baldinger, Clerk of Council, Interim~~