

Resolution No. _____

Passed _____, 20____

RESOLUTION NO. 19-13

A RESOLUTION AUTHORIZING THE BOARD OF CONTROL TO ENTER INTO A REIMBURSEMENT AGREEMENT WITH AT&T CORP. FOR THE RELOCATION OF CABLE ON THE NORFOLK SOUTHERN/CONRAIL RIGHT-OF-WAY FOR THE RASPBERRY ROAD CONSTRUCTION PROJECT.

WHEREAS, AT&T Corp. has an agreement with Conrail to be on its right-of-way and also easements with the underlying property owners in Wayne County, Ohio;

WHEREAS, the Easement and any AT&T buried cable and associated facilities that have been placed within the Easement will be adversely impacted by the City of Orrville's construction of Raspberry Road within the easement strip;

WHEREAS, the City of Orrville will reimburse AT&T for AT&T's cost of protecting, relocating and/or locating a section of the AT&T Akron to Wooster FTA Cable in Wayne County.

BE IT RESOLVED by the Council of the City of Orrville, Ohio:

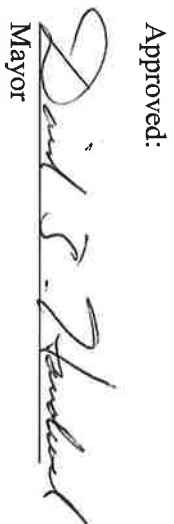
Section 1: That the Board of Control is hereby authorized to enter into a reimbursement agreement with AT&T for the cost of protecting, relocating the cable on the Norfolk Southern/Conrail right-of way for the Raspberry Road Construction Project.

Section 2: That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, safety, and welfare of said City, and for the further reason that it is necessary to continue to provide a healthy, quality environment to the residents of the City; therefore, this Resolution shall be in full force and effect immediately after its passage and approval by the Mayor.

Passed this 15th day of April 2013.


President of Council


Clerk of Council

Approved:

Mayor

Date 4/15/13