

RESOLUTION NO. 112 (22-23)

A Resolution to authorize and direct the Mayor to enter into a Contract For Right Of Entry and a Permanent Utility Easement, on behalf of the City of Marietta, Ohio, with Mary L. Christy, as Sole-Trustee of the Mary Louise Christy Trust, Grantor herein, for the Ohio River Wall Repair Project, and declaring an EMERGENCY.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MARIETTA, OHIO:

Section 1: That the Mayor shall be and is hereby authorized and directed to enter into a Contract For Right of Entry and a Permanent Utility Easement, on behalf of the City of Marietta, Ohio, with Mary L. Christy, Widowed and Unremarried, as Sole-Trustee of the Mary Louise Christy Trust, the Grantor herein, by and through her agent, Stephen C. Keiser, Vice President and Chief Operating Officer of Christy & Associates, Incorporated, of 329 S. Seventh Street, Suite A, Marietta, Ohio, 45750, for the repair and stabilization of the retaining wall constructed on the Ohio River Bank to protect the Marietta River Trail and the sewer main that is located near the trail, according to the Contract For Right of Entry and the Permanent Utility Easement that are attached hereto as Exhibits "A" and "B", which are hereby adopted and approved.

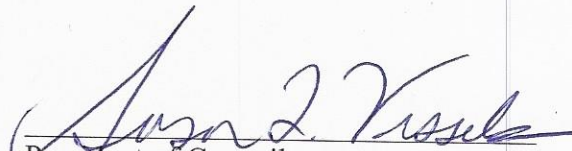
Section 2: That this Resolution shall be and is hereby declared to be an EMERGENCY measure necessary for the immediate preservation of the public peace, health, and safety of the City of Marietta, Ohio, and for the further reason that the construction company hired to repair and stabilize the Ohio River retaining wall are able to commence the project on July 10, 2023, and in order for the construction company to commence the project, personnel and equipment will need to enter onto the lands owned by Mary L. Christy, as Sole-Trustee of the Mary Louise Christy Trust.

WHEREFORE, this Resolution shall be in full force and effect from and immediately after its passage and approval by the Mayor.

Introduced by the Public Lands and Buildings Committee, William Farnsworth, Chairman.

  
Chairman

Passed this 6<sup>th</sup> day of July, 2023.

  
President of Council

ATTEST:

Micaela Newbanks  
Clerk of Council

Approved this 6<sup>th</sup> day of July, 2023.

  
Mayor

First Reading July 6, 2023

Second Reading Suspended

Third Reading Suspended