

**RESOLUTION NO. 025-15**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO EXECUTE A QUIT-CLAIM DEED TO THE NAPOLEON AREA CITY SCHOOL DISTRICT FOR CERTAIN REAL ESTATE LOCATED ALONG OBERHAUS CREEK AND MORE FULLY DESCRIBED IN EXHIBIT A; AND DECLARING AN EMERGENCY**

**WHEREAS**, the Napoleon Area City School District noticed that there is an area of land that appears to be not titled to anyone; and,

**WHEREAS**, the City of Napoleon owns a parcel of land near the area of land that is not titled and may have a property interest in said gap, which can be seen on Exhibit A which is attached and incorporated herein; and

**WHEREAS**, the City of Napoleon finds that it has no public need nor desire to retain any rights, if they have any, to the area shown in Exhibit A; now therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

Section 1. That, the City Manager is authorized to sign and submit any and documents necessary to transfer any rights the City of Napoleon may have, if any, to the Napoleon Area City School District for the area shown in Exhibit A.

Section 2. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Resolution were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to allow the Napoleon Area City School District to sell the related property which is related to public peace, health safety; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: April 20, 2015



Travis B. Sheaffer, Council President

Approved: April 20, 2015

  
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Ronald A. Bennett, Mayor

VOTE ON PASSAGE 6 Yea 1 Nay 0 Abstain

Attest:

  
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Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 025-15 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the 4<sup>th</sup> day of May, 2015; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

  
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Gregory J. Heath, Clerk/Finance Director