

ORDINANCE NO. 179-24

AN ORDINANCE RATIFYING THE 1976 AGREEMENT WITH THE MEDINA COUNTY BOARD OF COMMISSIONERS PERTAINING TO PROVIDING ADDITIONAL PARKING AT THE COUNTY ADMINISTRATION BUILDING.

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

- SEC. 1:** That the 1976 Agreement, dated January 5, 1976 between the City of Medina and the Medina County Board of Commissioners pertaining to the Agreement for a sidewalk to be built on cemetery land between East Liberty Street and East Friendship Street to allow for additional parking at the County Administration Building, is hereby ratified.
- SEC. 2:** That a copy of the Agreement is marked Exhibit A, attached hereto and incorporated herein.
- SEC. 3:** That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with the law.
- SEC. 4:** That this Ordinance shall be in full force and effect at the earliest period allowed by law.

PASSED: October 15, 2024

SIGNED: John M. Coyne, III
President of Council

ATTEST: Kathy Patton
Clerk of Council

APPROVED: October 16, 2024

SIGNED: Dennis Hanwell
Mayor

ORD. 179-24
EXH. A

RESOLUTION NO. 76-1 (Con't)
"Exhibit A"

AGREEMENT

THIS AGREEMENT made at Medina, Ohio, this 5th day of January, 1976, between the MEDINA COUNTY BOARD OF COMMISSIONERS, hereinafter called the Commissioners, and the CITY OF MEDINA, OHIO, hereinafter called the City.

In consideration of the mutual promises and agreements of the parties, it is hereby agreed as follows:

1. The City will permit the Commissioners to occupy and use for parking purposes the following described parcel of real estate, to-wit:

Situated in the City of Medina, County of Medina, and State of Ohio, and beginning at an iron pin set in the north line of Medina City Lot 95 at the northeast corner of land owned by the Medina County Commissioners; thence easterly along the north line of Lot 95, a distance of 42.0 feet to a point; thence southerly, parallel with the east line of said Commissioner's land, a distance of 152.7 feet to a point; thence southwesterly, a distance of 93.4 feet to an iron pin set in the south line of Medina City Lot 96 at the southeast corner of said Commissioner's land; thence northerly, along the east line of said Commissioner's land, a distance of 236.25 feet to the point of beginning. Containing therein approximately 8165 feet.

2. The Commissioners agree to construct a four (4) foot sidewalk on the cemetery land between East Liberty Street and East Friendship Street, the said sidewalk location to be approved by the Public Properties Standing Committee of City Council.

3. The Commissioners will submit all plans for construction of the said sidewalk on the cemetery land to the City Engineer for approval and agree to amend said plans if necessary to comply with the requirements of the City Engineer.

4. The commissioners agree maintain said real estate as a parking lot during the term of this agreement.

5. The city agrees to maintain the sidewalk during the term of the lease.

6. The parties agree that this agreement shall continue for a period of ten (10) years after the date of execution and shall be automatically renewed at the end of the said ten (10) year term for an additional ten (10)

RESOLUTION NO. 76-1 (Con't)
" Exhibit A"

year term unless either party shall advise the other party in writing at least thirty (30) days prior to the expiration of the original term or may renewal thereof of the party's intention to cancel the agreement.

IN WITNESS WHEREOF, the parties have hereunto set their hands to this Agreement, on the day and year first above written.

Signed in the presence of:

MEDINA COUNTY BOARD OF COMMISSIONERS

Josephine Beck
Josephine Beck

By: Charles F. Ward

By: John C. Kibler

By: Donald B. Johnson

APPROVED AS TO
FORM
Roger R. Abraham
PROSECUTOR ATTORNEY

CITY OF MEDINA, OHIO

By: August Dick
Mayor

William H. Wyman

Richard M. Gresh

Situated in the City of Medina, County of Medina, State of Ohio, and known as being a strip of land 16.00 feet wide in the mid-part of City Lots 96, 97 and 98 further bounded and described as follows:

Commencing at an iron pin found at the southwest corner of City Lot 81, said point also being the intersection of the east right-of-way line of North Broadway and the north right-of-way line of East Liberty Street;

Thence easterly along the north right-of-way line of East Liberty Street, a record distance of 364.60 feet to a point being the southeast corner of a parcel 80.00 feet wide in City Lots 97 & 98 conveyed to the Medina County Board of Commissioners by deed dated May 10, 1985 and recorded in Deed Vol. OR 252 p. 357 of the Medina County Recorder's Office; said point also being the "TRUE PLACE OF BEGINNING" of the easement herein described;

Thence northerly on the east line of the Commissioners' parcel, a record distance of 236.26 feet to a point in the north line of Lot 97 being the north-east corner of said parcel;

Thence northeasterly into City Lot 96 along the south line of an agreement made January 5, 1976 between the City of Medina, Ohio, and the Medina County Board of Commissioners, Resolution No. 76-1, Commissioners' Journal No. 30 pp. 532A-534, a distance of 35.70 feet to a point;

Thence southerly through City Lots 96, 97 and 98 on a line 16 feet east of and parallel to the east line of the aforementioned parcel belonging to the County Commissioners about 268.10 feet to a point in the north right-of-way line of East Liberty Street;

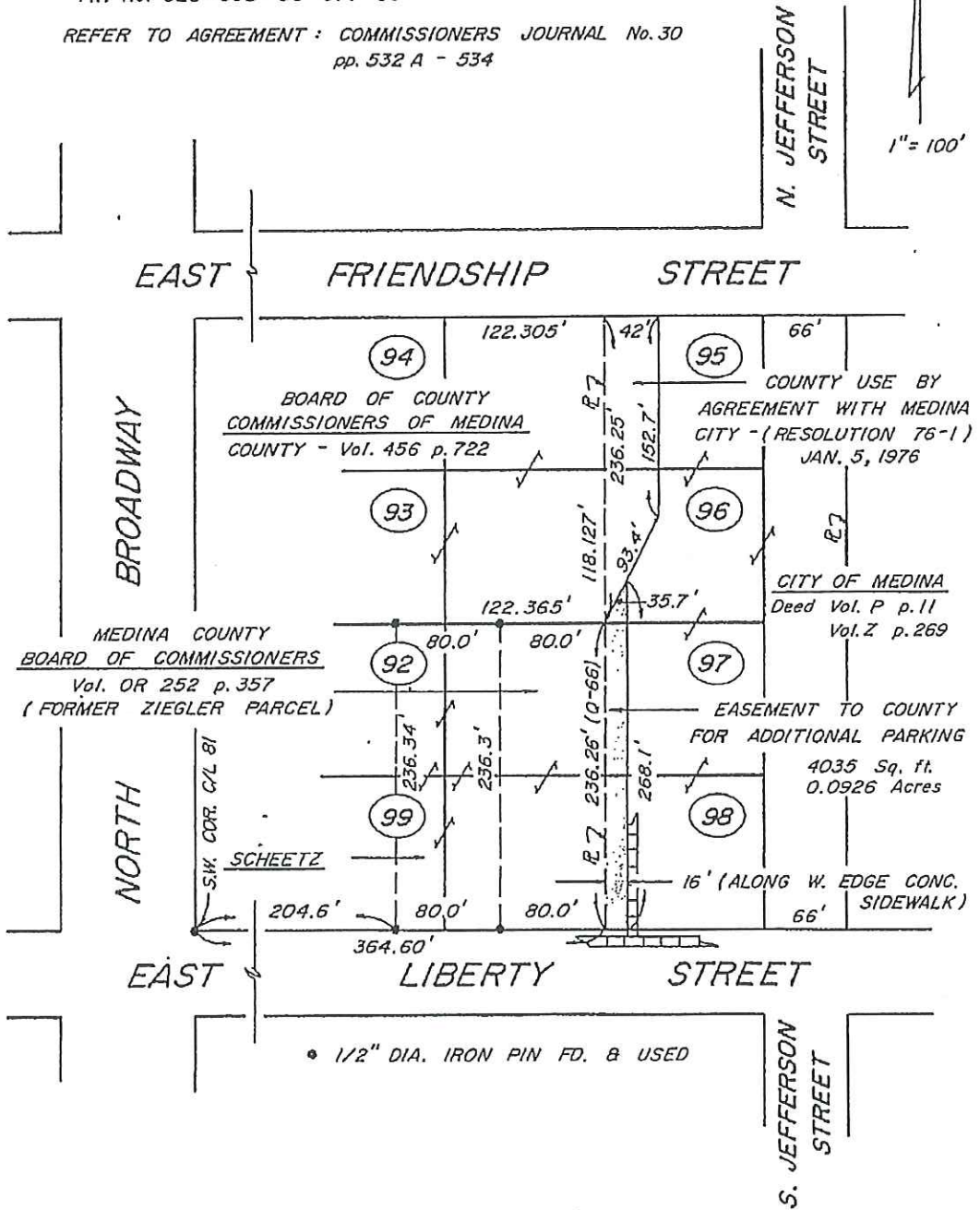
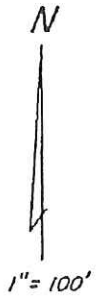
Thence westerly along the north right-of-way line of East Liberty Street, a distance of 16.00 feet to the "TRUE PLACE OF BEGINNING" and containing within said bounds 4,035 sq. ft., 0.0926 acre, more or less.

EXHIBIT "A"

AN EASEMENT TO PROVIDE ADDITIONAL PARKING AT THE
 MEDINA COUNTY ADMINISTRATION BUILDING BY THE CITY OF
 MEDINA TO THE MEDINA COUNTY BOARD OF COMMISSIONERS
 SITUATED IN THE MID-PART OF CITY LOTS, 96, 97, AND 98
 IN THE CITY OF MEDINA, COUNTY OF MEDINA, STATE OF OHIO

(PART OF OLD CITY CEMETERY PARCEL)
 P.R. No. 028-09B-06-071-00

REFER TO AGREEMENT: COMMISSIONERS JOURNAL No. 30
 pp. 532 A - 534



PREPARED BY
 THE MEDINA COUNTY ENGINEERS OFFICE
 791 W. SMITH RD. MEDINA, OH.

OCTOBER 25, 1985

REGULAR MEETING - MONDAY, JANUARY 5, 1976

The Board of County Commissioners of Medina County, Ohio, met in regular session on this date with the following members present:

CHARLES F. CLARK JOHN C. OBERHOLTZER DONALD G. SIMMONS

Mr. Simmons offered the following Resolution and moved the adoption of same, which was duly seconded by Mr. Clark.

RESOLUTION NO. 76-1
RESOLUTION APPROVING AN AGREEMENT WITH THE CITY
OF MEDINA TO PROVIDE ADDITIONAL PARKING AT THE
COUNTY ADMINISTRATION BUILDING.

WHEREAS, it has been determined by the Board of County Commissioners that additional parking is needed for the offices in the County Administration Building, and

WHEREAS, the City of Medina presently owns some property located on the east side of the property owned by the Board of County Commissioners which was previously used as a baseball diamond, and

WHEREAS, the Board of County Commissioners feel that it is in the best interest to lease this property for additional parking.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that the Agreement with the City of Medina providing approximately 8165 square feet for parking be and is hereby approved.

BE IT FURTHER RESOLVED by this Board that a copy of this Agreement be attached hereto and marked "Exhibit A".

Voting AYE thereon: Mr. Clark; Mr. Oberholtzer; Mr. Simmons.

Adopted: January 5, 1976.