



## Legislation Details (With Text)

<b>File #:</b>	R-412-22	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Resolution	<b>Status:</b>		Approved	
<b>File created:</b>	7/20/2022	<b>In control:</b>		Transportation Department	
<b>On agenda:</b>	8/16/2022	<b>Final action:</b>		8/16/2022	
<b>Title:</b>	Declaring the necessity and intention of appropriating, in fee, a portion of the property owned by Andrew C. Vigneux, located at 2240 Ottawa River Road, for the Ottawa River Roadway and (mini) Roundabout Improvement Project; and declaring an emergency.				
<b>Sponsors:</b>					
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Exhibit A				

Date	Ver.	Action By	Action	Result
8/16/2022	1	City Council	Suspension	Pass
8/16/2022	1	City Council	Emergency	Pass
8/16/2022	1	City Council	Passage	Pass

TDOT081622APPROPRIATE32240OTTAWARIVERRD

Engineering and Construction Management

Jamie Miller (ext. 1409)

Revised

**Declaring the necessity and intention of appropriating, in fee, a portion of the property owned by Andrew C. Vigneux, located at 2240 Ottawa River Road, for the Ottawa River Roadway and (mini) Roundabout Improvement Project; and declaring an emergency.**

### SUMMARY & BACKGROUND:

The City, in cooperation with the Ohio Department of Transportation (ODOT) is proceeding with the Ottawa River Roadway and (mini) Roundabout Improvement Project, which will include the construction of a mini-roundabout at the intersection of Ottawa River Road and 108<sup>th</sup> Street, together with additional roadway, utility, pedestrian walkway and other incidental public improvements, which will better meet the current needs of the public in and around that area. The project will require the purchase, in fee, of 530.0323 square feet, or 0.0122 acres, more or less, across a portion of the property located 2240 Ottawa River Road from Andrew C. Vigneux. Negotiations with Andrew C. Vigneux have been unsuccessful to date and it is now necessary to begin appropriation proceedings to protect the City's interest in the property to be acquired and keep the project on schedule.

NOW, THEREFORE, Be it resolved by the Council of the City of Toledo:

SECTION 1. That this Council declares its intention to appropriate, in fee, from Andrew C. Vigneux, a portion of the real estate located at 2240 Ottawa River Road (TD 02-23367), as more fully described and depicted on **Exhibit "A"** attached hereto and incorporated herein by reference.

SECTION 2. That negotiations for the acquisition of the described property have been unsuccessful to date and that the acquisition of the property described in Section 1 is necessary for the Ottawa River Roadway and (mini) Roundabout Improvement Project.

SECTION 3. That it is ordered and directed that, once adopted, the Clerk of Council shall serve this Resolution as required by law, via certified mail, upon the representative(s) of the owner of the described real estate.

SECTION 4. That this Resolution is hereby declared to be an emergency measure and shall be in force and effect from and after its passage. The reason for the emergency lies in the fact that the same is necessary for the immediate preservation of the public peace, health, safety and property, and for the further reason that the acquisition of the property from Andrew C. Vigneux is necessary for the timely construction of the Ottawa River Roadway and (mini) Roundabout Improvement Project.

Vote on emergency clause: yeas 12, nays 0.

Adopted: August 16, 2022 as an emergency measure: yeas 12, nays 0.

Attest:

Gerald E. Dendinger  
Clerk of Council

Matt Cherry  
President of Council

Approved:

August 16, 2022  
Wade Kapszukiewicz  
Mayor