

ORDINANCE NO. 2015- 3795

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE FOR THE FOLLOWING DESCRIBED PROPERTY (THE TREE FARM PROPERTY) PURSUANT TO REVISED CODE SECTION §721.03 AND DECLARING AN EMERGENCY.

WHEREAS, this Council finds that the property owned by the City of Fremont as described in the attached Exhibit A was formerly used as a tree farm and is currently being used as a sludge dump for the Water Pollution Control Center, and

WHEREAS, the property contains approximately 38.8 acres of tillable land, and

WHEREAS, it would be in the best interests of the City to lease said property for agricultural use so as to balance the nutrient content of the soil,


THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FREMONT, STATE OF OHIO:

SECTION 1. That the Mayor is authorized and directed to enter into an agreement to lease the real estate described in the attached Exhibit A for agricultural purposes in accordance with Revised Code §721.03 for a period of three years.

SECTION 2. It is hereby 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 all legal requirements, including Section 121.22 of the Revised Code.

SECTION 3. The immediate operation of the provisions of this ordinance is necessary for the immediate preservation of the public peace, health, safety and welfare of the citizens of the City of Fremont. Said emergency being the need to enter into the lease prior to the beginning of the new lease term, January 1, 2016.

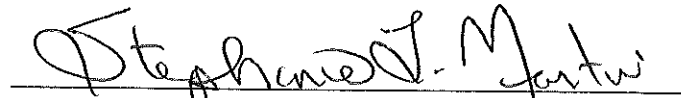
This ordinance, provided it receives a two-thirds yea or nay vote of all the members elected to the Fremont City Council, is hereby declared to be an emergency measure and this ordinance shall be in full force and effect from and after its passage by the Council of the City of Fremont, approval by the Mayor, and publication and posting as required by law.



Dallas L. Leake
President of Council

PASSED: 12/17/15

Effective date: 12/17/15

YEAS: 5 NAYS: 0


Stephanie D. Martin, City Council Clerk


James H. Ellis III, Mayor

ORD1949

Approved as to form:



James F. Melle, Director of Law
City of Fremont, Ohio

EXHIBIT A

Legal description:

Situated in the Township of Rice, County of Sandusky, and the State of Ohio, and being 38.8295 acres of land in part of the north part of the east half of the NE Quarter of Section Four (4), T 5 N, R 15 E, being all of Carl F. Taube and Ila Mae Taube's land in said quarter section but saving and excepting there from the following described real property:

Commencing at a railroad spike found marking the north quarter post of Section No. 4, thence South 80°49'00" West in the centerline of Co. Rd. 127, also being the northerly line of said section, a distance of 249.26 feet to a nail and shiner set in said centerline; thence South 0°00'00" East and passing through an iron rod set at 33.00 feet a distance of 639.70 feet to an iron rod set; thence North 89°49'00" East and passing through an iron rod set at 219.26 feet a distance of 249.26 feet to a nail and shiner set in the centerline of State Route #19; thence North 00°00'00" West in said centerline, also being the north-south half section line, a distance of 639.70 feet to the place of beginning, containing 3.6605 acres of land, more or less.

Bearings are base upon the assumption that the north-south half section line of Section #4 from the center of said section to the north quarter post bears North 00°00'00" West.

Description of reserved parcel furnished by John L. Cronin, Reg. Sur. #5769 from a survey made by him in August, 1976.