

ORDINANCE 2011- 47

AN ORDINANCE AUTHORIZING THE
PURCHASE OF REAL ESTATE (MIDDLE
SCHOOL PROPERTY) FOR RECREATION
FROM THE WAPAKONETA CITY SCHOOLS
BOARD OF EDUCATION.

FIRST READ	SECOND READ	THIRD READ				
8-15-20 th	9-12-20 th	9-19-20 th	11			
			J NEUMEIER	YES	NO	AD OPT
			D, LEE			YES NO
			B WURST			YES NO
			D GRAF			YES NO
			W WELLS			YES NO
			S WALTER			YES NO
			T FINKELMEIER			YES NO
			TOTAL			51

WHEREAS, the City of Wapakoneta ("the City") desires to increase the area of public lands in the City of Wapakoneta for recreation; and

WHEREAS, The Wapakoneta City Schools Board of Education has offered real estate described on attached Exhibit "A" lying east of the property occupied by the City of Wapakoneta Water Park, south of the Wapakoneta Middle School and north of the Auglaize River; and

WHEREAS, in the judgment of the Council of the City of Wapakoneta, County of Auglaize, State of Ohio, the acquisition of said property at said price will be in the best interests of the City.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Wapakoneta, County of Auglaize, State of Ohio, to-wit:

SECTION ONE

That the Mayor be, and hereby is authorized to enter into an agreement with The Wapakoneta City Schools Board of Education to purchase said real estate at the price of \$35,000.00 of which the City of Wapakoneta has already paid \$7,500.00, leaving a balance of \$27,500.00, and is further hereby authorized to complete said purchase upon said terms.

SECTION TWO

That the purchase price for the property be paid on execution and delivery to the City of Wapakoneta of a properly executed and duly authorized deed from The Wapakoneta City Schools Board of Education.

SECTION THREE

That the purchase price together with any costs or expense incurred by the City in connection with the acquisition shall be paid from Fund 620.

SECTION FOUR

That this ordinance shall be in force and take effect from and after the earliest period allowed by law.

Attest:

Carolene S Koch
Clerk of Council

[Signature]
President of Council

Approved:

[Signature]
Mayor

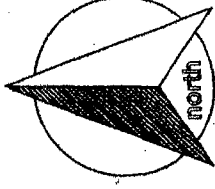
Approved as to form:

[Signature]
City Law Director

Passed this 19th day of
September, 2011

THIS IS TO CERTIFY THAT THE FOREGOING ORDINANCE/RESOLUTION WAS PUBLISHED IN THE WAPAKONETA DAILY NEWS, A NEWSPAPER OF GENERAL CIRCULATION IN AUGLAIZE COUNTY, OHIO AND APPEARED IN ITS ISSUES OF 9-22-2011 AND 9-29-2011

Carolene S Koch
CLERK OF COUNCIL



SURVEYOR'S DESCRIPTION

scale:

Being a part of the southwest quarter of Section 29, T-5-S, R-6-E Duchouquet Township, and being a part of fraction 3, Lot 5 of Hammel's Estate, City of Wapakoneta, Auglaize County, Ohio and more particularly described as follows:

Commencing for reference at a 5/8" re-rod w/cap (found) at the intersection of the centerline of Veit Street with the west line of the southwest quarter of Section 29; thence, S 00° 41' 34" W along the aforesaid west line for a distance of 1612.60 feet to a mag-nail (set), said nail being the **POINT OF BEGINNING** for the tract herein described;

thence, S 89° 18' 26" E for a distance of 543.00 feet to a mag-nail (set);

thence, S 00° 41' 37" W for a distance of 342.69 feet to a 5/8" re-rod w/cap (set);

thence, N 86° 30' 20" E for a distance of 678.03 feet to a mag-nail (set) on the southwesterly line of Lot 723 of Roth's Addition;

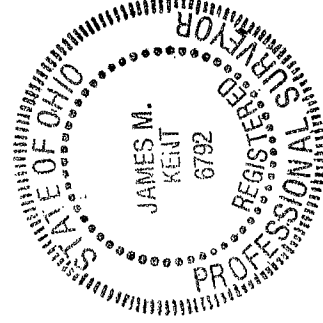
thence, S 40° 05' 21" E along the projection of the aforesaid southwesterly line (passing through a 5/8" re-rod w/cap set for reference on the right bank of the Auglaize River at a distance of 37.37 feet) for a total distance of 102.37 feet to the center of the Auglaize River;

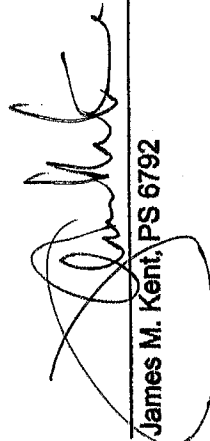
thence, S 85° 55' 03" W along the center of the Auglaize River for a distance of 745.68 feet to a point;

thence, S 84° 38' 06" W continuing downstream along the center of the Auglaize River for a distance of 546.04 feet to a point on west line of the southwest quarter of Section 29;

thence, N 00° 41' 34" E along the aforesaid west line (passing through a mag-nail found at a distance of 73.71 feet) for a total distance of 490.40 feet to the **POINT OF BEGINNING**, containing therein **7.161 acres**. Subject to all easements and right-of-way of record at the time of the recording of this instrument. Prepared by James M. Kent, PS 6792 with reference herein made to a plat of survey; Kent Surveying, Inc. drawing #4897-2 dated June 7, 2011. Basis of bearings is per Plat of Survey of the Wapak Swimming Pool, drawing #4897.

Typo correction 2nd paragraph 6/8/2011




James M. Kent, PS 6792

CLIENT CITY OF WAPAK DATE 6-8-2011
COUNTY AUGLAIZE TOWNSHIP DUCHOUQUET
SECTION 29 T-5-S; R-6-E DRAWN BY JMK
SHEET 1 OF 1 DWG. # 4897-2

kent surveying, inc.
P.O. Box 96 - 1750 Bellefontaine Street
Wapakoneta, OH 45895
419-738-5677 fax 419-738-7894