

**RESOLUTION RECORD**  
**COUNCIL OF THE CITY OF BRECKSVILLE**

Resolution No. 5042

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED CONVEYING CERTAIN REAL ESTATE COMMONLY KNOWN AS BEING PART OF ORIGINAL BRECKSVILLE TOWNSHIP LOT 41, FURTHER KNOWN AS BEING A PART OF PARCEL "D" OF A MAP OF LOT SPLIT AND CONSOLIDATION FOR CITY OF CLEVELAND AS RECORDED IN PLAT VOLUME 342, PAGE 95 OF THE CUYAHOGA COUNTY RECORDER'S RECORDS, WHICH IS NOW OR FORMERLY OWNED BY THE CITY OF BRECKSVILLE AS RECORDED IN AFN 200511101108 (PARCEL 2) OF THE CUYAHOGA COUNTY RECORDER'S RECORDS TO THE BRECKSVILLE BROADVIEW HEIGHTS CITY SCHOOL DISTRICT AND DECLARING AN EMERGENCY**

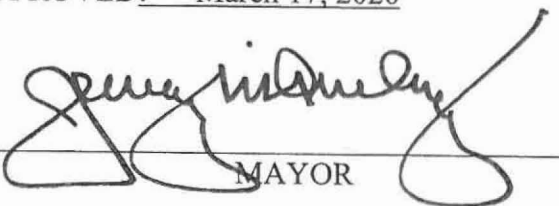
NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Brecksville, County of Cuyahoga, and State of Ohio, that:

**SECTION 1.** The Mayor be, and he hereby is, authorized to execute a Quitclaim Deed conveying certain real estate commonly known as being part of Original Brecksville Township Lot 41, further known as being a part of Parcel "D" of a map of lot split and consolidation for City of Cleveland as recorded in Plat Volume 342, Page 95 of the Cuyahoga County Recorder's records, which is now or formerly owned by the City of Brecksville as recorded in AFN 200511101108 (Parcel 2) of the Cuyahoga County Recorder's records, to the Brecksville Broadview Heights City School District, pursuant to the Conveyance Agreement dated November 20, 2020 and authorized by Resolution No. 4979, in the form attached hereto as Exhibit "A" and incorporated herein as if by reference.

**SECTION 2.** The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is that the same relates to the need to convey the property to the Brecksville Broadview Heights City School District, therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

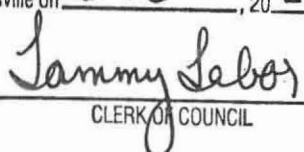
PASSED: March 17, 2020

APPROVED: March 17, 2020

  
\_\_\_\_\_  
MAYOR

  
\_\_\_\_\_  
CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5042 duly passed by the Council of the City of Brecksville, Ohio, on 3-17, 2020 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 3-20, 2020.

  
\_\_\_\_\_  
CLERK OF COUNCIL

## EXHIBIT "A"

### QUIT-CLAIM DEED

**THE CITY OF BRECKSVILLE, OHIO, AN OHIO MUNICIPAL CORPORATION, the Grantor**, who claims title by and through instrument recorded in the Cuyahoga County Recorder's Office as Instrument No.: 200511101108, for valuable consideration the receipt of which is hereby acknowledged, does hereby give, grant, remise, release, and forever quitclaim unto **BRECKSVILLE-BROADVIEW HEIGHTS CITY SCHOOL DISTRICT, the Grantee**, whose tax mailing address is **6638 Mill Road, Brecksville, Ohio 44141** the following real property:

Situated in the City of Brecksville, County of Cuyahoga, State of Ohio, and known as being part of Original Brecksville Township Lot 41, further known as being a part of Parcel "D" of a Map of Lot Split and Consolidation for City of Cleveland as recorded in Plat Volume 342, Page 95 of the Cuyahoga County Recorder's Records, which is now or formerly owned by the City of Brecksville as recorded in AFN 200511101108 (Parcel 2) of the Cuyahoga County Recorder's Records, and being further bounded and described as follows:

**COMMENCING** at a 5/8" iron pin found in a monument box at the centerline intersection of Oakes Road (60') and Barr Road (60'), said point also being the northeast corner of said Lot 41; thence, **South 89°50'34" West**, along the north line of said Lot 41 and centerline of said Oakes Road, a distance of **2164.50 feet** to the northwest corner of lands now or formerly owned by Steven Martinovich as recorded in AFN 200509300606 of the Cuyahoga County Recorder's Records, and being the **TRUE PLACE OF BEGINNING** for the following described parcel;

thence, **South 00°20'34" West**, along the west line of said Martinovich lands and the west line of Parcel "C" of said Map of Lot Split and Consolidation for City of Cleveland now or formerly owned by the City of Cleveland Blossom Hill Farm as recorded in Deed Vol. 3562, Pg. 542 of the Cuyahoga County Recorder's Records, passing over a drill hole in a stone found at 30.00 feet and a 5/8" iron pin found (capped "Hantel 5129") at 922.09 feet, a distance of **996.00 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals");

thence, **North 90°00'00" West**, a distance of **262.66 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals");

thence, **South 00°00'00" East**, a distance of **0.70 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals");

thence, **North 90°00'00" West**, a distance of **251.42 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals");

thence, **North 00°00'00" East**, a distance of **0.70 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals");

thence, **North 90°00'00" West**, a distance of **59.88 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals");

thence, **North 00°00'00" East**, a distance of **176.08 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals");

thence, **North 90°00'00" West**, a distance of **627.40 feet** to a 5/8" iron pin set (capped "Lewis Land Professionals") on the east line of Parcel "B" said Map of Lot Split and Consolidation for City of Cleveland now or formerly owned by the City of Brecksville as recorded in Document No. 200511101108 (Parcel 1) of the Cuyahoga County Recorder's Records;

thence, **North 00°18'31" West**, along the east line of said Parcel "B", a distance of **816.59 feet** to a point on the centerline of said Oakes Road, witness a 5/8" iron pin found bent at South 00°07'02" East, 29.82 feet;

thence, **North 89°50'34" East**, along the north line of said Lot 41 and centerline of said Oakes Road, a distance of **1211.73 feet** to the **TRUE PLACE OF BEGINNING**, containing **25.0000 acres** of land (0.8344 acres in right of way), more or less, as determined in November 2019 from a field survey under the direction of Joseph A. Burgoon, Registered Surveyor No. 8325, in December 2018, for and on behalf of Lewis Land Professionals, Inc.

The **BASIS OF BEARING** for this description is **Grid North** of the Ohio State Plane Coordinate System NAD83(2011), North Zone as established by GPS observation.

**25.0000 Acres**

**Permanent Parcel No.:**

*IN WITNESS WHEREOF*, I have hereunto set my hand, the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

**THE CITY OF BRECKSVILLE, OHIO, AN OHIO MUNICIPAL CORPORATION**

By: \_\_\_\_\_  
**MAYOR JERRY N. HRUBY**

State of Ohio                                )  
  ) SS:  
County of Cuyahoga                     )

Before me, a Notary Public personally appeared the above named **THE CITY OF BRECKSVILLE, OHIO, AN OHIO MUNICIPAL CORPORATION** By: **MAYOR JERRY N. HRUBY**, who acknowledged that he did sign the foregoing instrument and the same is his free act and deed and that of the Municipal Corporation. In testimony whereof, I have hereunto set my hand and official seal, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
NOTARY PUBLIC

This Instrument Prepared By:  
Sergio DiGeronimo, Attorney/las  
8748 Brecksville Road, Brecksville, Ohio 44141