

ORDINANCE NO. 5-39

BY Mr. Harlor

To cooperate with the City of Columbus in the construction of storm sewers in Mound Street, Astor Avenue, and in Brownlee Avenue and Kenwick Road in the City of Columbus, from approximately the east corporation line to the Bliss Run storm sewer, and to appropriate funds to pay the City's portion of the cost thereof.

Whereas, the City of Bexley now discharges storm waters into an open ditch located near Kenwick Road, and known as Bliss Run in the City of Columbus, at three separate locations, to-wit: Mound Street, Astor Avenue and Brownlee Avenue, which said open drainage ditch flows in a southerly direction, and

Whereas, it is the desire of the City of Columbus to improve, in cooperation with the Works Progress Administration, Kenwick Road and Broadleigh Road from Livingston Avenue north, the improvement of which said streets is dependent for drainage upon the extension of Bexley storm sewers in Mound Street, Astor Avenue and Brownlee Avenue, and the connection of these storm sewers into the City of Columbus' Bliss Run Storm sewer near Chesterfield Road, and

Whereas, the City of Columbus will make joint use of the extensions of these Bexley storm sewers in connection with the drainage of Kenwick and Broadleigh Roads, and

Whereas, as a result of the joint use of these extensions to existing Bexley storm sewers, the City of Bexley and the City of Columbus should share in the cost of the same, and

Whereas, the City of Columbus has indicated its willingness to share in the cost of the construction of these extensions of existing storm sewers to the extent of 25% of the total cost thereof, leaving 75% of the cost thereof to be borne by the City of Bexley, and

Whereas, in proportion to the respective uses to be made of said storm sewer connections, the above percentages represent a fair and equitable distribution of the cost of constructing said extensions, and

Whereas, these storm sewer extensions are located entirely within the City of Columbus and can best be handled if the City of Columbus sponsors the project with Works Progress Administration, with the City of Bexley depositing its share of the cost, amounting to \$3500.00, with the City of Columbus, and

Whereas, the Council of the City of Columbus did on December 19th, 1938, duly pass an Ordinance No. 625-38, authorizing the Director of Public Service to enter into an agreement with the Works Progress Administration covering the construction of said storm sewers, in accordance with plans and profiles in the office of said Director, and which ordinance recited the necessity of said storm sewers, the joint use thereof by the City of Columbus and the City of Bexley, and the division of the cost thereof as hereinabove set forth, and directed that the City Auditor of the City of Columbus accept the deposit of \$3500.00 from the City of Bexley for its share of the cost of the aforesaid storm sewer extensions, which together with the City of Columbus' share of the cost, is to be used to pay the cost of materials, labor, inspection, supervision and other costs as designated under W. P. A. regulations, as the City of Columbus' contribution as sponsor of this W. P. A. project, and upon completion of the project any unexpended balance in the entire fund for said project shall be refunded to the City of Bexley on the basis of 75% of the amount thereof, NOW, THEREFORE: BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, STATE OF OHIO:

Section 1. That the City of Bexley does hereby join with the City of Columbus in the construction of storm sewers in Mound Street, in Astor Avenue, and in Brownlee Avenue and in Kenwick Road, from approximately the east corporation line to

the existing City of Columbus' Bliss Run Storm Sewer, in accordance with the plans of said City of Columbus on file in the office of the Director of Public Service, which said construction shall be handled by the City of Columbus as sponsor, in cooperation with the Works Progress Administration, and shall be paid 75% by the City of Bexley and 25% by the City of Columbus, and which said sewers shall be for the joint use of said City of Bexley and said City of Columbus, for drainage into said Bliss Run Storm Sewer.

Section 2. That the Auditor be and he is hereby authorized and empowered to draw his voucher in said sum of \$3500.00 in favor of the City of Columbus and to make deposit thereof with the Auditor of the City of Columbus for Bexley's share of the cost of the aforesaid storm sewer extensions, subject, however, to the return of so much thereof to the City of Bexley as shall not be required to pay 75% of the cost of such construction, all as hereinabove provided and so set forth in said Ordinance No. 623-38 of the City of Columbus.

Section 3. That for the purpose of paying the proportion of the cost herein agreed to be paid by the City of Bexley for the extending of said storm sewers, the sum of \$3500.00 is hereby appropriated from the General Fund.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed January 10, 1939.

Attest S. W. Roderick
Clerk

F. H. Bonnet
President of Council

Approved January 10, 1939.

J. H. Schneider
Mayor

I, S. W. Roderick, Auditor of the City of Lexley, State of Ohio, do hereby certify that there is no newspaper published in the said municipality and that publication of the foregoing ordinance was duly made by posting true copies thereof at five of the most public places in said corporation as determined by the Council as follows: Main Street and Parkview Avenue, Main Street and College Avenue, Main Street and Lrexel Avenue, Broad Street and Lrexel Avenue and Parkview Avenue and Clifton Avenue each for a period of fifteen days commencing on the 11th day of January, 1939.

S. W. Roderick
S. W. Roderick
Auditor of the City of
Lexley.