

RESOLUTION NO. 7-49

FINAL RESOLUTION

Adopting plans;
Proposing to co-operate;
Requesting Director to proceed;
(Sections 1178-45 and 1178-42 G. C.)

Mr. Arthur C. Helmbrecht moved the adoption of the following resolution:

WHEREAS, At a meeting of the city council of Bexley, Ohio, held in the office of the council of said city, on the 19th day of July, 1949, a quorum being present, the improvement of U. S. Route No. 40, under the provisions of section 1178 and related sections inclusive of the General Code of Ohio, came on for further consideration; said portion of road as described in the preliminary application of this council to the state highway director of Ohio, on the 24th day of May, 1949, being as follows: Beginning at the intersection of Broad Street and Drexel Avenue; thence southerly along Drexel Avenue (U. S. Route No. 40) to Main Street, a distance of 0.808 mile.

WHEREAS, The city council of Bexley, Ohio, in said preliminary application, proposes to cooperate with the state highway director of Ohio in the constructing, reconstructing, improvement, widening, maintenance, repair of U. S. Route No. 40, by assuming and contributing a lump sum of Eleven Thousand Three Hundred Thirty Seven-----00/100 Dollars (\$11,337.00) inclusive of the cost of engineering, preliminary contingencies and other incidental expenses.

WHEREAS, The state highway director has approved said application and has caused a map of the above described Section to be made in outline and profile.

WHEREAS, The State highway director has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway, and has transmitted the same to this council, with the certificate of his approval indorsed thereon; and

WHEREAS, Funds for the payment of the estimated cost of said improvement other than the proportion and share of said cost that is to be borne by the State of Ohio, has become available, as to which funds the city auditor has made a certificate, now on file with this council

and here recorded as follows:

I hereby certify that the money, to-wit: \$11,337.00 required for the payment of the cost other than that part thereof assumed by the State for the improvement designated as: Franklin - U. S. Route No. 40 - (15.96 - 16.09) Type - T-35 is in the treasury to the credit of, or has been levied, placed on the duplicate and in process of collection for the state and city road improvement fund and not appropriated for any other purpose; or is being obtained by sale of bonds of said city issued on account of said improvement, which bonds are sold and in process of delivery.

I further certify that this certificate was made, sealed and filed with the city council of Bexley, Ohio, before said city council passed the final resolution in connection with the within described project; and that this certificate was forthwith recorded in the record of proceedings of said city council, namely, council's journal, volume _____, at page _____.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal as said city auditor, this 19th day of July, 1949.

(CITY AUDITOR'S SEAL)

E. D. Stackhouse
City Auditor of Bexley, Ohio

WHEREAS, This council desires the state highway director to proceed with the aforesaid work; Therefore Be it

RESOLVED, That the section of highway above described be improved under the provisions of aforesaid law. That said work be done under the charge, care and superintendence of the state highway director and that said maps, plans, specifications and estimates for this improvement as approved by the state highway director, are hereby approved and adopted by this council.

RESOLVED, That this council is still of the opinion the proposed work on the above described section should be constructed; and that the city should co-operate upon the basis set forth in their proposal:

RESOLVED, That the lump sum of Eleven Thousand Three Hundred Thirty Seven-----00/100 Dollars (\$11,337.00) be and the same is hereby appropriated for the improving under the provisions of said

law, the highway described above; and the city auditor is hereby authorized and directed to issue ^{his order} on the city treasurer for said sum or part thereof upon the requisition of the state highway director, to pay the cost and expense of said improvement, as the same may become due under provisions of said law. We hereby agree to assume in the first instance the share of the cost and expense over and above the amount to be paid by the State of Ohio and guarantee the state highway director that such money shall be available at such time or times as it may be needed in the construction of said highway.

RESOLVED, That this council hereby requests the state highway director to proceed with the aforesaid proposed work.

RESOLVED, That this city council of Bexley, Ohio, enter into a contract with the state highway director of Ohio providing for the payment by said city council of Bexley, Ohio, the lump sum of Eleven Thousand Three Hundred Thirty Seven-----00/100 Dollars (\$11,337.00), the agreed proportion of the cost and expense to be borne by the City of Bexley, Ohio, for improving U. S. Route No. 40, lying within the corporate limits of the City of Bexley, Franklin County, Ohio, as described above.

BE IT FURTHER RESOLVED, That the clerk of this council be, and he is hereby directed to transmit to the state highway director a certified copy of these resolutions.

Thereupon, Mr. Frank seconded the said motion; and upon the roll being called the result of the vote was as follows: F. H. Bonnet, Aye; S. J. Altmaier, Aye; C. J. Kurtz, Jr., Aye; Arthur G. Frank, Aye; Arthur C. Helmbrecht, Aye; Ralph C. Linscott, Aye: City Council of Bexley, Ohio.

IN WITNESS WHEREOF, we sign, in duplicate, and certify to be correct in duplicate the foregoing resolution, and the action of said city council thereon, this 19th day of July, 1949. F. H. Bonnet, S. J. Altmaier, C. J. Kurtz, Jr. Arthur G. Frank, Arthur C. Helmbrecht, Ralph Linscott: City Council of Bexley, Ohio.

The State of Ohio,
City of Bexley.....Office of the City Council

This is to certify that we have compared the foregoing copy of resolution with the original record thereof, found in the record

of the proceedings of the city council of said Bexley, Ohio, and which resolution was duly passed by the city council of said Bexley, Ohio, on the 19th day of July, 1949, and that the same is a true and correct copy of the record of said resolution and the action of said city council thereon.

We further certify that said resolution and the action of said city council thereon is recorded in the journal of said city council in volume J, at pages 91, 92, 93, 94, and under date of July 19, 1949.

IN WITNESS WHEREOF, we have hereunto set our hands, this 19th day of July, 1949.

F. H. Bonnet
President

Attest: E. D. Stackhouse
Clerk

City Council of Bexley, Ohio

J. A. Schmidt
Mayor

I, E. D. Stackhouse, Clerk of Council, City of Bexley, Ohio do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing resolution 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 St. and Parkview Ave., Main St. and College Ave., Main St. and Drexel Ave., Broad St. and Drexel Ave. And Parkview Ave. and Clifton Ave. each for a period of fifteen days commencing on the 4th day of August, 1949.

E. D. Stackhouse
E. D. Stackhouse
Clerk of Council
City of Bexley, Ohio