

ORDINANCE NO. 31-50

By Mr. Park

an emergency ordinance enacted by the City of Bexley, Franklin County, Ohio in the matter of the hereinafter described improvement, under the supervision of the director of highways.

Whereas, the director of highways is considering the matter of the following improvement, under his supervision, of the public highway particularly described as follows:

Beginning at a point in College Avenue, said point being 23.98 feet north of the south corporation line of the city of Bexley; thence southerly along College Avenue to the south corporation line, and

Whereas, it is declared to be in the public interest that the consent of the city of Bexley, Ohio, be given for the above described improvement, under the supervision of the director of highways, in accordance with the plans, specifications and estimates as prepared by said highway director; now, therefore,

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

Section 1. Such consent be and is hereby given for the construction of the above described improvement.

Section 2. That the Mayor of the City of Bexley, Ohio, be and he is authorized to enter into agreements for the maintenance and parking for Federal projects, parking regulations for State projects and special contractual obligations.

Section 3. That upon completion of the aforementioned project by the director of highways, it is hereby understood and agreed that the City of Bexley, Ohio, will maintain the project in a satisfactory manner and make ample provisions each year for such maintenance.

Section 4. That, upon completion of said improvement by the director of highways, it is hereby understood and agreed that said City of Bexley, Ohio, will thereafter keep said highway open to traffic at all times.

Section 5. That it is hereby certified-

(a) The right of way necessary for the construction of the aforesaid improvement is available therefor.

(b) Arrangements have been made with and agreements obtained from all public utility companies whose lines or structures will be affected by the said improvement, and said companies have agreed to make any and all necessary plant removals or rearrangements in such a manner as to be clear of any construction called

ZPHJZ

for by the plans of said improvement, and said companies have agreed to make such necessary rearrangements immediately after notification by the city.

(c) It is hereby agreed that the city shall, at its own cost and expense, make all rearrangements of water mains, service lines, fire hydrants, valve boxes, sanitary sewers or other municipally owned utilities or any appurtenances thereto, as may be necessary to conform to the said improvement, and said rearrangements shall be done at such time as requested by the department of highways' engineer in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement.

(d) That the city hereby agrees the said department of highways of the state of Ohio shall be and is hereby saved harmless from any and all damages or claims thereof, arising or growing out of the certification or obligations made or agreed to in sections a, b and c hereunder, or by reason of the construction of the improvement.

Section 6. That for the reasons stated in the preamble hereto, ^{which is hereby made a part hereof,} this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor.

Passed July 25, 1950.

F. H. Bonnet
President of Council

Attest: E. D. Stackhouse
Clerk of Council

Approved July 25, 1950.

W. A. Schneider
Mayor

The foregoing is accepted as a basis for proceeding with the construction herein described.

Attest: Barbara B. Knauer
For the City of Bexley, Ohio
W. A. Schneider, Mayor
Contractual Officer
July 26, 1950

Attest: Esther L. Meyer
For the State of Ohio
T. J. Kauer
Director, Ohio Department of
Highways
August 30, 1950

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 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 Drexel Avenue, Broad Street and Drexel Avenue, Main Street and College Avenue, and Parkview Avenue and Clifton Avenue each for a period of fifteen days commencing on the 12th day of September, 1950.

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

ZP103



203