

RESOLUTION NO. 4 -68

By: *O. Madam*

A resolution declaring it necessary to improve the following alleys: the first alley east of Cassady Road from Delmar Drive to Ruhl Avenue; the alley between Ruhl Avenue and Columbus Avenue from the first alley east of Cassady Road east to the corporation line; the alley between Columbus Avenue and Bellwood Avenue from the first alley east of Cassady Road east to the corporation line; the alley between Bellwood Avenue and Allegheny Avenue from the first alley east of Cassady Road east to the corporation line; the alley between Allegheny Avenue and Delmar Drive from the first alley east of Cassady Road east to the corporation line; in the City of Bexley, Ohio, by paving the roadways with plain Portland cement concrete, constructing storm sewers, and doing all other work incidental thereto, and declaring an emergency.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF BEXLEY, FRANKLIN COUNTY, OHIO, three-fourths of all members elected thereto concurring:

Section 1. That it is necessary to improve the following alleys: the first alley east of Cassady Road from Delmar Drive to Ruhl Avenue; the alley between Ruhl Avenue and Columbus Avenue from the first alley east of Cassady Road east to the corporation line; the alley between Columbus Avenue and Bellwood Avenue from the first alley east of Cassady Road east to the corporation line; the alley between Bellwood Avenue and Allegheny Avenue from the first alley east of Cassady Road east to the corporation line; the alley between Allegheny Avenue and Delmar Drive from the first alley east of Cassady Road east to the corporation line; in the City of Bexley, Ohio, as shown on the plans hereinafter referred to, prepared by the City Engineer, by paving the roadways with plain Portland cement concrete, constructing storm sewers, and doing other work incidental thereto.

Section 2. It is hereby determined and declared that said improvement is conducive to the public health, convenience and welfare of said city and the inhabitants thereof.

Section 3. That the grade of said alleys and the improvements shall be the grade as shown by the engineer's plans and profiles which are made a part hereof.

Section 4. That the plans, specifications, estimates and profiles of the proposed improvement, heretofore prepared by the engineer and now on file in the office of the clerk of this council, are hereby approved.

Section 5. That the whole cost of said improvement less one-fiftieth of the whole cost thereof, less the cost of intersections and less one-half of the cost to owners of corner properties with their long frontage abutting the new pavement, shall be assessed in proportion to the benefits upon the following described lots and lands, to-wit:

All lots and lands bounding and abutting upon the proposed improvement which said lots and lands are hereby determined to be specially benefited by said improvement; and the cost of said improvement shall include the cost of preliminary and other surveys, plans, specifications, profiles and estimates and of printing, serving and publishing notices, resolutions and ordinances, the amount of damages resulting from the improvement assessed in favor of any owner of land affected by the improvement and the interest thereon, the costs incurred in connection with the preparation, levy and collection of the special assessments, expenses of legal services, including obtaining an approving legal opinion, cost of labor and material and interest on bonds and notes issued in anticipation of the levy and collection of the special assessments together with all other necessary expenditures.

Section 6. That the Engineer of this City be and he is hereby authorized and directed to prepare and file in the office of the Clerk of this Council the estimated assessments of the cost of the improvement described in this resolution. Such estimated assessments shall be based upon the estimate of cost of said improvement now on file in the office of the Clerk of this Council and shall be prepared pursuant to the provisions of this resolution. When such estimated assessments have been so filed, said clerk shall cause notice of the adoption of this resolution and the filing of said estimated assessments to be served on the owners of all lots and lands to be assessed as provided in R. C. #727.13.

Section 7. That the assessments to be levied shall be paid in ten annual installments, with interest on deferred payments at the same rate as shall be borne by the bonds to be issued in anticipation of the collection thereof; provided, that the owner of any property assessed may, at his option, pay such assessment in cash within 30 days after passage of the assessing ordinances.

Section 8. That bonds of the city shall be issued in anticipation of the collection of assessments by installments in an amount equal thereto and notes of said city shall be issued in anticipation of the issuance of such bonds and the levy of such assessments.

Section 9. That the remainder of the entire cost of said improvement, after application of the assessments herein provided, shall be paid by the issuance of bonds in the manner provided by law or from other funds available for this purpose.

Section 10. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of said city, and for the further reason that the immediate construction of said improvement is necessary to eliminate existing hazards to pedestrian and vehicular traffic; wherefore, this resolution shall be in full force and effect from and immediately after its passage and approval by the Mayor.

Adopted: Nov 26, 1968.

J. Ruth Ladd
President of Council

Attest: W. B. Gusscott
Auditor

Approved: 11/27/68 1968

R. D. McClure
MAYOR

Printed
11/27/68