

ORDINANCE NO. 18-78

AN ORDINANCE DETERMINING TO  
PROCEED WITH THE IMPROVEMENT  
OF NORTH MAIN STREET AND  
DECLARING AN EMERGENCY.

WHEREAS, this Council did duly adopt Resolution No. R-2-78 on the 26th day of April, 1978, declaring therein the necessity of the proposed improvement hereinafter described; and

WHEREAS, pursuant to said Resolution, estimated assessments with respect to said improvement were duly prepared and placed on file in the office of the Clerk of this Council; and

WHEREAS, one or more objections to said estimated assessments having been filed, this Council did, by Resolution No. R-3-78, passed on the 24th day of May, 1978, duly appoint an Equalization Board to hear and determine such objections and to equalize said assessments; and

WHEREAS, said Assessment Equalization Board has heard and determined all such objections, has equalized said assessments and has submitted its report and recommendations to this Council; and

WHEREAS, this Council did duly adopt Resolution No. R-4-78 on the 28<sup>th</sup> day of June, 1978, approving said report and recommendations of said Board;

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Spencer, Ohio, three-fourths of its members elected thereto concurring, as follows:

1. That it is hereby determined to proceed with the improvement of North Main Street, S.R. 301, from

Washington Street to the north corporation limit by concrete paving, concrete widening, concrete sidewalks, storm sewer improvement and water line improvement, in accordance with the provisions of said Resolution No. R-2-78, and in accordance with the plans, profiles, specifications and the estimate of cost for said improvement heretofore approved and filed in the office of the Clerk of this Council.

2. That the estimated assessments of the cost of said improvement heretofore prepared and filed in the office of said Clerk and as equalized by the Assessment Equalization Board heretofore referred to, be and the same hereby are adopted.

3. That it is further determined that the portion of the cost of said improvement to be assessed against the benefited property shall be assessed in the amount, manner and number of installments as provided for in said Resolution declaring the necessity of said improvement.

4. That the Clerk of the Village is hereby authorized and directed to advertise for bids for the construction of said improvement in the manner provided by law and, subject to the provisions of Revised Code 727.24 and the availability of funds, to enter into a contract for said improvement with the lowest and best bidder.

5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of said Village and for the particular reason that said improvement is immediately

necessary to maintain proper traffic through the Village and it is necessary to obtain immediate bids in order to construct the improvement during the current building season, and therefore this Ordinance shall be in full force and effect from and after its passage.

PASSED: 6-28-78

Sidney E. Looy  
Mayor

ATTEST:

Michael R. Taylor  
Clerk