

RESOLUTION NO *R-7*- 75

A RESOLUTION DECLARING THE NECESSITY OF IMPROVING SOUTH MAIN STREET BY WIDENING, CURBING, SIDEWALK REPLACEMENT AND STORM SEWER IMPROVEMENT ~~AND DECLARING AN~~ EMERGENCY

BE IT RESOLVED 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 be necessary to improve South Main Street of the Village of Spencer from Forest Avenue to Lorain Street by concrete and asphalt street widening with concrete curbing, concrete sidewalk replacement, site grading and storm sewer improvement.
2. That the plans, profiles, specifications and the estimate of cost for said improvement heretofore prepared by the engineer and placed on file in the office of the Clerk of this Council be and the same hereby are approved.
3. That the grade of said street after said improvement has been completed shall be as shown on said plans and profiles.
4. That twenty five per cent (25%) of the cost of said improvement shall be assessed upon all lots and lands immediately bounding and abutting upon said improvement, which said lots and lands are hereby determined to be specially benefited by said improvement. Said assessments shall be levied by the foot front of the property immediately bounding and abutting upon the improvement and shall be paid, when levied in ten (10) annual installments, with interest on unpaid installments at the same rate as is carried by any bonds that are issued

in anticipation of the collection thereof, provided, however, that the owner of any property assessed may, at his option, pay such assessments in cash within thirty (30) days after passage of the ordinance levying such assessments. The remainder of the cost of said improvement, after the application of the assessments herein provided for shall be provided by the issuance of bonds as provided by law or from other funds available and appropriated for such purpose.

5. That bonds of the Village of Spencer, Ohio shall be issued in anticipation of the collection of said assessments by installments and in an amount equal thereto, and notes of said Village shall be issued in anticipation of such bonds and the levy of such assessments.

6. That the Engineer of said Village be and hereby is, authorized and directed to prepare an estimated assessments of the cost of said improvement based on the estimate of cost heretofore filed in the office of the Clerk of this Council in accordance with the method of assessment set forth in this resolution, and showing thereon the amount of the assessment against each lot and parcel of land to be assessed. Said estimated assessment shall be filed in the office of said Clerk and shall be available for public inspection.

7. That upon the filing of said estimated assessment as hereinbefore provided, the Clerk of the Council is authorized and directed to cause notice of the passage of this resolution and of the filing of said estimated assessment to be served upon the owners of all lots and lands to be assessed, in the manner provided by law.

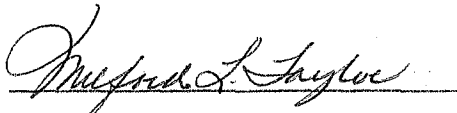
8. That this resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the Village of Spencer for the reason that the improvement hereinbefore described is immediately needed to maintain safe motor vehicle and pedestrian traffic on South Main Street and the contract for such construction must be let in this current year to obtain the best results for the Village, and therefore, this resolution shall be in full force and effect from and after its passage.

PASSED: August 27, 1975



Mayor

ATTEST:



Clerk