

## RESOLUTION NO. 17-41

By Mr. Harlor

Declaring it necessary to improve Bellwood Avenue from Cassady Road to Stanwood Road (formerly Hemlock Street), by grading and paving the roadway thereof with concrete base and bituminous concrete surface, constructing concrete curbs and gutters and necessary drains to furnish drainage for said improvement, water taps, and sidewalks on each side thereof, in cooperation with the Work Projects Administration, and declaring an emergency.

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

Three-fourths of all members elected thereto concurring:

Section 1. That it is necessary to improve Bellwood Avenue from Cassady Road to Stanwood Road (formerly Hemlock Street), by grading and paving the roadway thereof with concrete base and bituminous concrete surface, constructing concrete curbs and gutters and necessary drains to furnish drainage for said improvement, water taps, and sidewalks on each side thereof, and doing all things incident and necessary thereto, in accordance with the plans, specifications, estimates and profiles of the proposed improvement heretofore prepared by the engineers and now on file in the office of the Mayor, which plans, specifications, estimates and profiles are hereby approved.

Section 2. That whereas, the Work Projects Administration of the United States has proposed and agreed to furnish all labor in the making of said improvement and a portion of the materials necessary therefor, and to make and perform said improvement, on condition that the City of Bexley shall furnish the balance of said materials and equipment and other direct costs, including engineering services, in accordance with the W. P. A. Form No. 301, now on file in the office of the Mayor, said improvement shall be made in cooperation with said Work Projects Administration, or other governmental agency, in accordance with said proposal and agreement.

Section 3. That the grade of said street and curbs as improved shall be as shown by the engineer's plans and profiles which are made a part hereof, and which are on file in the office of the mayor.

Section 4. That the cost of said improvement, less that portion thereof which is to be performed and borne by said Work Projects Administration, or other governmental agency, and excepting the cost of water taps, shall be paid as follows: eighteen and one-half per cent ( $18\frac{1}{2}\%$ ) thereof, which percentage is in excess of  $\frac{1}{50}$ th of said cost and the cost of intersections, shall be paid by the City of Bexley, and eighty-one and one half per cent ( $81\frac{1}{2}\%$ ) thereof shall be assessed in proportion to the benefits which may result from the improvement upon the following described lots and lands, to-wit: all lots and lands bounding and abutting upon said proposed improvement, which said lots and lands are hereby determined to be specially benefitted by said improvement, in an amount not less than the cost thereof, and the cost of said improvement shall include the expense of the preliminary and other surveys, and of the printing and publishing of notices, resolutions and ordinances required, the serving of said notices, the cost of construction, together with interest on notes and bonds issued in anticipation of the collection of deferred assessments, and of all other necessary expenditures. The cost of constructing water taps shall be paid from the water fund, which fund shall be re-imbursed by a proper charge to be made to the property owners at the time he shall connect his premises with said water taps.

Section 5. That the assessments so to be levied shall be paid in five 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 thirty days after the passage of the assessing ordinance.

Section 6. That the bonds of the City of Bexley shall be issued in anticipation of the collection of the assessments by installments and in an amount equal thereto, and notes of said city shall be issued in anticipation of the issuance of such bonds.

Section 7. This resolution is an emergency measure, necessary for the immediate preservation of the public peace, health and safety, said emergency being that said street is in a condition dangerous to public traffic and should be immediately improved, and said resolution shall go into immediate force and effect.

Adopted October 14, 1941.

*J. J. Attwater*  
S. J. Attwater  
President of Council  
Pro tempore

*S. W. Roderick*  
Attest S. W. Roderick  
Clerk

Approved October 14, 1941.

*J. H. Schneider*  
J. H. Schneider  
Mayor

I, S. W. Roderick, Auditor of the 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 and correct 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 College Avenue, Main Street and Drexel Avenue, Parkview Avenue and Clifton Avenue and Broad Street and Drexel Avenue each for a period of fifteen days commencing on the 15th day of October, 1941.

*S. W. Roderick*  
S. W. Roderick  
Auditor of the City of  
Bexley.

LEGAL NOTICE  
Notice is hereby given to the owners of the lots and lands bounding and abutting upon Bellwood Avenue, between Cassady Road and Stanwood Road (formerly Main Street) that on the 14th day of October, 1941, the Council of the City of Bexley, Ohio, duly passed a Resolution No. 17-41, declaring it to be necessary to improve Bellwood Avenue from Cassady to Stanwood Road (formerly Henlock Street) by grading and paving the roadway, by grading and paving base and bituminous concrete surface, constructing concrete curbs and gutters, and necessary drains, water, gas and sidewalks on each side thereof in cooperation with the Work Projects Administration of the Federal Government, to the ends, specifications, estimates and needs, therefore, prepared by the engineers and in the office of the Mayor. It was therein determined that the grade of said street shall be as improved shall be as shown on said plans and profiles; that the cost of said improvement less that portion borne by the Work Projects Administration of the Federal Government, shall be paid as follows: 75% of the cost of said cost and the cost of interest thereon shall be paid by the City of Bexley, and 25% thereof shall be assessed in proportion to the benefits which may result from the improvement upon all the lots and lands abutting upon said street and lands are therein determined to be especially benefitted by said improvement in an amount not less than the cost thereof. The cost of installing water taps shall be paid from the water fund, which fund shall be reimbursed by a proper charge to be made to the property owners at the time of connecting to said water taps. Said assessments so to be levied shall be paid in five annual installments with interest on deferred payments at the same rate as shall be borne by the funds 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 thirty days after the passage of the assessment. Said resolution provides that bonds shall be issued in anticipation of the collection of the assessments by installments and in an amount equal thereto, and that the City shall be issued in anticipation of the issuance of such bonds.  
By order of the Council of the City of Bexley, Ohio,  
SAMUEL W. RODERICK  
Clerk of Council.

