



## **SCANNER NOTE:**

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**R E S O L U T I O N N O . 4 4 3 C M S**

**A RESOLUTION DECLARING IT NECESSARY TO IMPROVE HOLLYWOOD STREET BETWEEN CERTAIN TERMINI BY INSTALLING A STORM SEWER, CONCRETE CURBS AND GUTTERS AS REQUIRED AND PAVING WITH EIGHT INCHES OF COMPACTED BASE AND TWO INCHES OF BLACK TOP TOGETHER WITH NECESSARY APPURTENANCES, AND DECLARING IT EMERGENCY.**

**WHEREAS, there has been filed with Council a petition signed by more than sixty percent of the front footage of properties to be assessed for the improvement hereinafter described, following which Council has ordered and obtained plans, specifications and estimates for the making of such improvement;**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Garfield, Ohio, five-sevenths of all members elected thereto concerning:**

**Section 1. That it is necessary to improve Hollywood Street from and including the point of intersection with Union Street north to a point coinciding with the northeast corner of Lot No. 123 of the Hollywood Addition, an approximate distance of 428.6 feet, by installing a storm sewer, concrete curbs and gutters, as required, and paving with eight inches of compacted base and two inches of black top, together with necessary appurtenances in accordance with established City specifications therefor.**

**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 street as improved shall be of 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 City Manager, be and the same are hereby approved.**

**Section 5. That the whole cost of said improvement shall be assessed by the front foot method upon all lots and lands bounding and abutting said improvement between the aforesaid termini, which lots and lands are hereby determined to be specially benefited by said improvement.**

**That the cost of said improvement shall include the cost of legal services and obtaining an approving opinion, the expenses of the preliminary and other surveys and of printing and publishing the notices, resolutions and ordinances required and 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 all other necessary expenditures.**

**Section 6. That the assessments so to be levied shall be paid in ten annual installments, with interest on deferred payments at the same rate as shall be levied on 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 passage of the assessing ordinance.**

Section 7. That bonds of the City shall be issued in anticipation of the collection of assessments by installments and in an amount equal thereto and notes of said City shall be issued in anticipation of the issue of such bonds and the levy of such assessments.

Section 8. That the remainder of the entire cost of said improvement, after application of the assessments herein provided, together with cost of any real estate or interest therein purchased or appropriated, the cost and expenses of any appropriation, together with the costs and expenses of any such award, shall be paid by the issuance of bonds in the manner provided by law.

Section 9. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare 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; therefore, this resolution shall be in full force and effect from and immediately after its passage.

PASSED: Emergency - 9/4/61

ATTEST:

  
CLERK OF COUNCIL

  
CHAIRMAN OF COUNCIL

posted: 9/6/61 to 9/21/61