

10/7/13

L-224-13 vaz

ORDINANCE NO. 224-13

BY: **SCOTT TUMA, ANDY SCHOFIELD**
(By Request – City Engineer/Building Commissioner)

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF WEST RIDGEWOOD DRIVE (BETWEEN STATE ROAD AND RIDGE ROAD) IN THE CITY OF PARMA, BY CONSTRUCTING SANITARY SEWERS, AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. It is determined to proceed with the improvement of West Ridgewood Drive (between State Road and Ridge Road) in the City of Parma by constructing certain sanitary sewers, together with all appurtenances necessary and proper therefore, in accordance with Resolution No. 234-12, adopted by this Council on May 20, 2013, (the "Resolution"), and with the plans, specifications and estimate of cost approved and now on file in the office of the Clerk of Council.

Section 2. Council finds and determines that no claims for damages resulting from the improvement have been filed; except, however, there is pending an appropriation action in the Cuyahoga County Probate Court at Case No. 2013ADV189115.

Section 3. The estimated assessments previously prepared and filed in the office of the Clerk of Council pursuant to Resolution No. 234-12 are adopted.

Section 4. The portion of the cost of the improvement to be assessed against benefited property shall be assessed in the amount, manner and number of installments provided in Resolution No. 234-12.

Section 5. That the Service Director is hereby directed to advertise for bids for the construction of the improvement in the manner provided by law, and subject to Ohio Revised Code 727.24 and the availability of funds, to enter into a contract for the improvement with the lowest and best bidder.

Section 6. The Clerk of Council shall deliver a certified copy of this Ordinance to the Cuyahoga County Fiscal Officer within fifteen (15) days after its passage.

Section 7. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Pg. 2 of L-224-13 Ord. determining to proceed with the improvement of West Ridgewood Drive (between State Road and Ridge Road) in the City of Parma, Ohio, by constructing sanitary sewers, and declaring an emergency

Section 8. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary so that construction of the sanitary sewers for this area may proceed without delay, and this Ordinance shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____

FILED WITH
THE MAYOR: _____

MAYOR, CITY OF PARMA, OHIO