

CITY OF GROVE CITY

Excerpts of Minutes of a special meeting of Council

held August 22, 1990

Ordinance No. C-72-90 was introduced and read to Council:

ORDINANCE NO. C-72-90

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF CERTAIN AREAS IN THE CITY OF GROVE CITY BY CONSTRUCTING A CONNECTOR ROAD BETWEEN MARLANE DRIVE AND KATHRYN PLACE NORTH IN THE CITY OF GROVE CITY, OHIO BY ACQUIRING REAL ESTATE AND INTERESTS IN REAL ESTATE, GRADING AND PAVING THE SAME, CONSTRUCTING DRAINAGE IMPROVEMENTS AND LANDSCAPING AND IMPROVING THE SITE, WITH RELATED EQUIPMENT AND APPURTENANCES AS DESCRIBED IN RESOLUTION NO. CR-25-88 ADOPTED MARCH 21, 1988, AND DECLARING AN EMERGENCY.

BE IT ORDAINED, by the Council of the City of Grove City, Franklin County, Ohio, that:

SECTION 1. The Revised Assessment Schedule (the "Revised Assessments"), based upon the final cost and expense of improving certain areas in the City of Grove City by constructing a connector road between Marlane Drive and Kathryn Place North in the City of Grove City, Ohio by acquiring real estate and interests in real estate, grading and paving the same, constructing drainage improvements and landscaping and improving the site, with related equipment and appurtenances (the "Project") as described in Resolution No. CR-25-88 adopted March 21, 1988, and paying the cost of advertising, printing and legal costs incidental thereto, amounting in the aggregate to \$792,192.96, as reported to this Council on the 22nd day of

August, 1990 by the City Finance Director, and now on file in the office of the Clerk of this Council, shall be and the same is hereby ADOPTED and CONFIRMED and there shall be and are hereby levied and assessed upon the lots and lands bounding and abutting upon or benefited by the Project the several amounts reported as aforesaid, which assessments are in proportion to the benefits conferred by the Project and are not in excess of any statutory limitation.

SECTION 2. This Council hereby finds and determines that the Revised Assessments are not greater in proportion to the estimated assessments as originally filed than the actual cost of the Project is to the estimated cost of the Project as originally filed.

SECTION 3. The assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this ordinance unless such cash payment period shall be waived by the owner of such lot or parcel, or, at the option of such owner, in twenty (20) annual installments with interest at the same rate as shall be borne by the bonds to be issued in anticipation of the collection of the same. All cash payments shall be made to the Finance Director of the City. All assessments and installments thereof remaining unpaid at the expiration of said thirty (30) day period shall be certified by the Clerk of this Council to the County Auditor as provided by law to be placed by him on the tax duplicate and collected as other taxes are collected.

SECTION 4. The Clerk of this Council shall cause a notice of the passage of this ordinance to be published once in a newspaper of general circulation in this City and to continue to maintain on file in her office the Revised Assessments.

SECTION 5. The Clerk of this Council is hereby directed to deliver a certified copy of this ordinance to the County Auditor within twenty (20) days after its passage, but in no event later than September 10, 1990.

SECTION 6. 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 of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including R.C. Section 121.22.

SECTION 7. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, and safety of the City of Grove City and its inhabitants for the reason that the Revised Assessments must be certified to the County Auditor promptly in order to be placed upon the tax duplicate for the current year, thereby enabling the Project to be financed at the lowest cost, wherefore this

ordinance shall take effect and be in force from and immediately after its passage.

Passage: August 22, 1990

Attest: James O. Cook
Clerk

Earl R. Nicholson
President of Council

Approved as to Form:

R. E. Sundman
Director of Law

29043_02.001

REVISED ASSESSMENT SCHEDULE

SCHEDULE A
TO
FINAL COST CERTIFICATE

| <u>Name of Property Owner</u> | <u>Parcel Number(s)</u> | <u>Amount To Be Assessed</u> |
|-------------------------------|--|----------------------------------|
| Ohio Holding Company | 040 4140, 040 6941, and 040 7201 | \$490,674.96 |
| Venture One | 040 803 | 49,813.31 |
| City of Grove City Share | N.A. | <u>251,704.69</u> |
| | | \$792,192.96 ===== |

FINAL COST CERTIFICATE

To the Council of the City of Grove City, Ohio:

I hereby certify that based upon actual construction costs for improving certain areas in the City of Grove City by constructing a connector road between Marlane Drive and Kathryn Place North in the City of Grove City, Ohio by acquiring real estate and interests in real estate, grading and paving the same, constructing drainage improvements and landscaping and improving the site, with related equipment and appurtenances (the "Project") in accordance with your Resolution No. CR-25-88 adopted March 21, 1988 (the "Resolution of Necessity"), the aggregate final cost of the Project including the costs specified in R.C. Section 727.08 and all other necessary expenditures will be in the maximum amount of \$792,192.96.

All of the costs of the Project shall be assessed in accordance with the Revised Assessment Schedule attached hereto and marked "Schedule A", pursuant to the Resolution of Necessity;

The revised assessments were filed in the office of the Clerk of Council on August 22, 1990.



Robert E. Behlen
Director of Finance
City of Grove City

Dated: August 17, 1990

CERTIFICATE

I, June A. Cook, Clerk of the City of Grove City, Ohio, hereby certify that the foregoing is a true copy of Ordinance No. C-72-90, duly adopted by the Council of the City of Grove City, Ohio on the 22nd day of August, 1990, and that a certified copy thereof was filed in the office of the Franklin County Auditor on the _____ day of _____, 1990.

Clerk

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