1st Reading, May 16, 2016

Sponsored by Mayor Britton

ORDINANCE NO. 16-2016

AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF ALL DULY DEDICATED STREETS WITHIN THE VILLAGE OF MADISON WITH ELECTRIC STREET LIGHTING AND APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

WHEREAS, this Council, pursuant to Resolution No. 8-2016, adopted May 2, 2016, declared the necessity for improving all duly dedicated streets within the Village of Madison with electric street lighting and appurtenances thereto; and

WHEREAS, the Fiscal Officer has prepared and filed an estimate of cost for the year 2016 for improving all duly dedicated streets by supplying the same with electric street lighting and appurtenances thereto; and,

WHEREAS, the legislative authority has determined to proceed with said improvement.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF MADISON, COUNTY OF LAKE, STATE OF OHIO:

SECTION 1. That it is hereby determined to proceed with the improvement in the Village of Madison, Lake County, Ohio, of all duly dedicated streets within the Village by supplying the same with electric street lighting and appurtenances thereto which this Council declared to be conducive to the public health, convenience and welfare.

SECTION 2. That said improvement shall be made in accordance with the provisions of Resolution No. 8-2016 adopted May 2, 2016, and with the plans, specifications and estimates of the proposed improvement heretofore approved and now on file in the office of the Fiscal Officer.

SECTION 3. That all claims for damages resulting there from that may have been legally filed shall be inquired into after completion of the proposed improvement and the Village Law Director is hereby authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into said claims that have been so filed.

SECTION 4. That portion of the cost provided in the above mentioned Resolution of Necessity shall be assessed in the manner provided in said Resolution on the lots and lands described therein.

SECTION 5. That the estimated assessments heretofore prepared and filed in the office of the Fiscal Officer be and the same are hereby adopted.

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SECTION 6. That the Fiscal Officer is hereby directed to deliver a certified copy of this Ordinance to the Lake County Auditor upon its passage

SECTION 7. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council and that, except as otherwise provided by Section 121.22 of the Ohio Revised Code, 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.

SECTION 8. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, welfare and safety of the inhabitants of this Village, and for the further reason that the Village is without funds to provide electric street lighting and appurtenances thereto and the same is necessary for the protection of pedestrians and vehicular traffic in the Village; WHEREFORE, this Ordinance shall take effect and be in force from and immediately upon its passage and signature by the Mayor.

PASSED: 5-16-16

Kenneth D. Takacs, President of Council

Attested:

Kristie M. Crockett, Fiscal Officer

Approved:
Date: 5/16/16

Sam Britton Jr., Mayor