

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2016-176

BY: Mayor Perciak and All Members of Council

A RESOLUTION APPROVING THE REPORT OF THE ASSESSMENT EQUALIZATION BOARD ON OBJECTIONS CONCERNING THE ESTIMATED SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF BOWMAN DRIVE, FETZER DRIVE AND DRAKE ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING SANITARY SEWERS, CATCH BASINS AND MANHOLES, INSTALLING SANITARY SEWER SERVICE CONNECTIONS, REPLACING, WHERE NECESSARY, PAVEMENT, DRIVEWAY APRONS, STORM SEWERS AND CULVERTS, AND CONSTRUCTING A WATER LINE IN FETZER DRIVE, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, the Assessment Equalization Board appointed by Resolution No. 2016-134 adopted by this Council on July 5, 2016, to hear and determine all objections to the estimated special assessments for the improvement of the entire lengths of Bowman and Fetzer Drives and Drake Road from Ash Drive to 360 feet west of Pearl Road by constructing sanitary sewers, catch basins and manholes, installing sanitary sewer service connections, replacing, where necessary, pavement, driveway aprons, storm sewers and culverts, and constructing a water line in Fetzer Drive, all together with the necessary appurtenances thereto, in accordance with Resolution No. 2016-102 adopted by this Council on May 16, 2016, has filed its report with this Council as to its determination of the objections, a copy of which is attached hereto as Attachment I; and

WHEREAS, Council has reviewed that report and deems it proper in all respects;

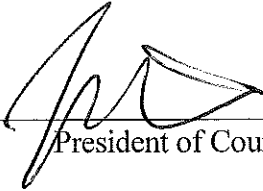
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, CUYAHOGA COUNTY, OHIO, that:

Section 1. The report of the Assessment Equalization Board referred to in the preambles to this resolution and attached hereto as Attachment I is approved. The estimated special assessments as reported by the Board shall be filed in the office of the Clerk of Council.

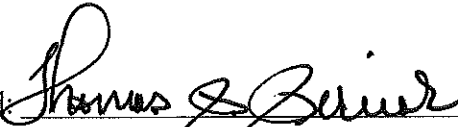
Section 2. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 3. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this resolution is required to be immediately effective to provide for the construction of the improvement, which is needed to eliminate hazards to the safety and health of the residents of the City by providing a system of centralized sewage collection, disposal and treatment; wherefore, this resolution shall be in full force and effect immediately upon its adoption and approval by the

Mayor, provided it receives the affirmative vote of at least five members of the Council, otherwise it shall take effect and be in force from and after the earliest period allowed by law.



President of Council

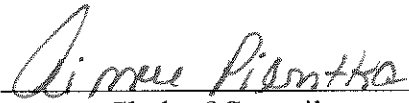
Approved: 

Mayor

Passed, September 19, 2016

Date Approved: September 20, 2016

	<u>Yea</u>	<u>Nay</u>
Carbone	<input checked="" type="checkbox"/>	_____
Daymut	<input checked="" type="checkbox"/>	_____
DeMio	<input checked="" type="checkbox"/>	_____
Dooner	<input checked="" type="checkbox"/>	_____
Short	<input checked="" type="checkbox"/>	_____
Schonhut	<input checked="" type="checkbox"/>	_____
Southworth	<input checked="" type="checkbox"/>	_____

Attest: 

Clerk of Council

RES
ORD. No. 2016-176 Amended: _____
1st Rdg. 09-19-16 Ref: _____
2nd Rdg. Suspended Ref: _____
3rd Rdg. Suspended Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: 09-19-16 Defeated: _____

Attachment I

REPORT OF ASSESSMENT EQUALIZATION BOARD

To the Council of the City of Strongsville, Ohio:

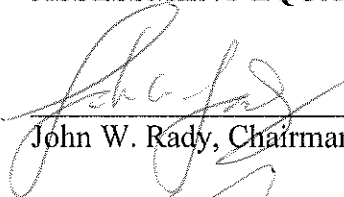
We, the Assessment Equalization Board appointed and acting pursuant to Resolution No. 2016-134 adopted July 5, 2016, report that at the time and place fixed by that resolution for its first meeting we took the oath of office and thereafter heard and determined all the objections of the property owners who filed objections to the estimated special assessments for the improvement of the entire lengths of Bowman and Fetzer Drives and Drake Road from Ash Drive to 360 feet west of Pearl Road by constructing sanitary sewers, catch basins and manholes, installing sanitary sewer service connections, replacing, where necessary, pavement, driveway aprons, storm sewers and culverts, and constructing a water line in Fetzer Drive, all together with the necessary appurtenances thereto, in accordance with Resolution No. 2016-102 adopted May 16, 2016 (the "Resolution"), declaring the necessity of that improvement.

This Board has considered each of the objections to the estimated special assessments, or to the amount and apportionment of those special assessments, and finds those objections are not well taken and therefore overrules and denies each objection.

The Board also finds that the estimated special assessments for this improvement on file with the Clerk of Council are in accordance with the provisions of the Resolution, are limited as to each lot and parcel of land to the special benefits conferred thereon, and are therefore approved.

This Board finds and determines that all formal actions of this Board concerning and relating to the rendering of this report were adopted in an open meeting of this Board and that all deliberations of this Board that resulted in those formal actions were in meetings open to the public in compliance with the law.

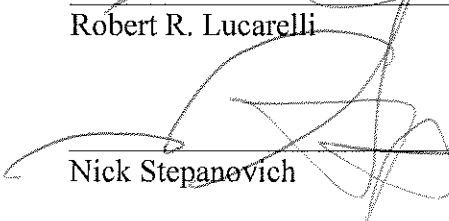
ASSESSMENT EQUALIZATION BOARD



John W. Rady, Chairman



Robert R. Lucarelli



Nick Stepanovich