

RESOLUTION NUMBER 1-1960
(FINAL RESOLUTION NUMBER 1-1960)
VILLAGE OF CENTERVILLE, OHIO

ADOPTING PLANS; PROPOSING TO CO-OPERATE; AND REQUESTING DIRECTOR TO PROCEED; (Chapter 5521 and Section 5705.41 Ohio Rev. Code)

Mr. Niswonger moved the adoption of the following resolution:

WHEREAS, At a meeting of the legislative authority of Centerville, Ohio, held in the office of said legislative authority, on this 14th day of May, 1960, a quorum being present, the improvement of State Route No. #48, under the provisions of Chapter 5521, Ohio Revised Code, came on for further consideration; said portion of highway, as described in the legislation proposing cooperation with the State Highway Director of Ohio, enacted on the 4th day of April, 1960, being as follows:

From a point in Centerville approximately 0.11 mile north of the south intersection of S.R. 725 (Franklin Street) and S.R. 48 northerly to the north corporation line of Centerville, approximately 0.96 mile.

WHEREAS, In said legislation proposing cooperation, said legislative authority proposed to cooperate with the State Highway Director of Ohio in the improvement of the above described highway by assuming and contributing the lump sum of Three Thousand Four Hundred Forty Three Dollars (\$3,443.00), inclusive of the cost of engineering, contingencies and incidental expenses;

WHEREAS, The State Highway Director has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway, and has transmitted copies of same to this legislative authority; and

WHEREAS, Funds for the payment of the estimated cost of said highway improvement, other than the proportion and share of said cost that is to be borne by the State of Ohio, have become available, as to which funds the fiscal officer has made a certificate, now on file with this legislative authority and here recorded as follows:

I hereby certify that the money, to-wit: \$3,443.00 required for the payment of the cost other than that part thereof assumed by the State of Ohio, for the improvement of that portion of State Route No. 48, as described hereinbefore, is in the credit of, or has been levied, placed on the duplicate and in process of collection for the appropriate fund and not appropriated for any other purpose; or is being obtained by sale of bonds issued on account of said improvement, which bonds are sold and in process of delivery.

I further certify that this certificate was made, sealed and filed with the legislative authority of Centerville, Ohio, before said legislative authority passed the final resolution in connection with the within described project; and that this certificate was forthwith recorded in the record of proceedings of said legislative authority, namely: legislative authority's journal, volume _____, at page _____.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal as said fiscal officer, this 14th day of May, 1960.

(Signed) Kenneth E. Poff

Fiscal Officer of Centerville, Ohio.

WHEREAS, This legislative authority desires the State

Highway Director to proceed with the aforesaid highway improvement.

Now Therefore, Be It Resolved:

I. That the section of highway above described be improved under the provisions of aforesaid law; that said work be done under the charge, care and superintendence of the State Highway Director and that said plans, specifications and estimates for this highway improvement as approved by the State Highway Director, are hereby approved and adopted by this legislative authority.

II. That this legislative authority is still of the opinion the proposed work on the above described highway should be constructed, and that we should co-operate on the basis set forth in our proposal.

III. That the lump sum of Three Thousand Four Hundred Forty Three Dollars (\$3,443.00), is hereby appropriated for improving the highway described above; and the fiscal officer is hereby authorized and directed to issue his order on the treasurer for said sum, upon the requisition of the State Highway Director, to pay the cost and expense of said improvement. We hereby agree to assume in the first instance the share of the cost and expense over and above the amount to be paid by the State of Ohio.

SECTION IV. That traffic control lights will not be installed on the project without prior approval by the State.

V. That the rights-of-way provided for said improvement shall be held inviolate for public highway purposes and no signs, posters, billboards, roadside stands or other private installations shall be permitted within the right-of-way limits.

VI. That this legislative authority hereby requests the State Highway director to proceed with the aforesaid highway improvement.

VII. That this legislative authority of Centerville, Ohio enter into a contract with the State Highway Director of Ohio providing for the payment by said legislative authority of the lump sum of Three Thousand Four Hundred Forty Three Dollars (\$3,443.00) the agreed proportion of the cost and expense to be borne by Centerville, Ohio, for improving the hereinbefore described highway.

VIII. That the Clerk of this legislative authority be, and he is hereby, directed to transmit to the State Highway Director a certified copy of these resolutions.

IX. This Resolution is hereby declared to be an emergency measure by reason of the need for expediting construction of projects to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to the Legislative Authority, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

Thereupon, Mr. Simms seconded the said motion; and upon the roll being called the result of the vote was as follows:

Vote on suspension of the rule requiring an ordinance to be fully and distinctly read on three different days:
(Requires a yea vote by three-fourths of all elected members)

Yeas 5 (Five) Nays 0 (None)

Resolution Number 1-1960 (continued)

Vote on emergency clause: Yeas 5 (Five) Nays 0 (None)

Passed: May 14th, 1960. Yeas 5 (Five) Nays 0 (None)

As an Emergency measure.

Passed: May 14th, 1960.

Attest: Kenneth E. Poff (Signed)
Clerk

(Signed) Wm. O. Gimbel
Mayor
Also presiding officer of the
Legislative Authority.

The State of Ohio, }
Centerville, Ohio } Office of the Legislative Authority.

This is to certify that we have compared the foregoing copy of resolution with the original record thereof, found in the record of the proceedings of the legislative authority of said Centerville, Ohio, and which resolution was duly passed by the legislative authority of said Centerville, Ohio, on the 14th day of May, 1960, and that the same is a true and correct copy of the record of said resolution and the action of said legislative authority thereon.

We further certify that said resolution and the action of said legislative authority thereon is recorded in the journal of said legislative authority in Volume _____, at page _____, and under date of _____, 1960.

IN WITNESS WHEREOF, we have hereunto set our hands and seal, this 14th day of May, 1960.

(Signed) Wm. O. Gimbel
Presiding Officer

(Signed) Kenneth E. Poff
Clerk (Secretary Ex-officio)

Legislative Authority of
Centerville, Ohio.

RESOLUTION NUMBER 2-1960
VILLAGE OF CENTERVILLE, OHIO

RESOLUTION AFFIRMING THE TRANSFER OF \$7,000.00 FROM C2 GENERAL FUND TO H4 STREET MAINTENANCE AND REPAIR FUND, FOR THE PURPOSE OF PAYING FOR STREET REPAIR.

WHEREAS, it was and is necessary to add funds to H4 Street Maintenance and Repair Fund, for the purpose of providing monies for the payment of repairs made to the streets of the Village of Centerville; and

WHEREAS, funds were and are available in C2 General Fund;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Centerville, State of Ohio, that the transfer of \$7000,00 by the Clerk-Treasurer from C2 General Fund to H4 Street Maintenance & Repair Fund, be, and hereby is, approved and affirmed; and that the Clerk-Treasurer is hereby authorized to execute the necessary papers and documents in connection with such transfers.

PASSED this 21st day of November, 1960.

(Signed) Wm. O. Gimbel
Mayor

ATTEST:
(Signed) Kenneth E. Poff
Clerk-Treasurer