

AN ORDINANCE DECLARING THE NECESSITY TO ASSESS ALL PROPERTIES IN THE VILLAGE OF SWANTON, PUSUANT TO OHIO REVISED CODE SECTION 727.01. ET SEQ. FOR THE COST OF STREET LIGHTING, APPROVING PLANS, ESTABLISHING TENTATIVE ASSESSMENTS, AND METHOD OF PAYMENT AND DECLARING AN EMERGENCY

BE IT ORDAINED, by the Council of the Village of Swanton, two-thirds of the members elected thereto concurring and as follows:

Section One. It is hereby determined necessary to assess all properties in the Village of Swanton for street lighting in accordance with the plans and specifications referred to in Section Two.

Section Two. That the plans, profiles and specifications, and estimates of the cost for street lighting on file in the office of the Village Administrator, are approved.

Section Three. That the entire cost of the proposed assessment, less one-fifteenth of the cost which shall be paid by the village, shall be assessed on all lots and lands benefiting from such improvement in the proportion to the benefit by the street lighting, and further set forth in Section Four. The assessments shall be paid in two (2) annual installments, with interest on any unpaid assessments at the rate of up to 10%, provided that the owner of any property assessed may, at their option, pay the assessment without the interest expense by paying the same by its due date. The remainder of the cost of said street lighting, after the application of the assessments, shall be provided by other funds available and appropriated for such purpose.

Section Four. That the improvement shall be made by the Village of Swanton with assessments levied against the benefited properties, tentatively established as follows: \$28.00 per property owner.

Section Five. The Village of Swanton intends to issue bond anticipation notes in anticipation of the levy of street lighting special assessments.

Section Six. That it is found and determined that all formal actions of this Village Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this

Village Council, and that all deliberations of this Village 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 Section 121.22 of the Ohio Revised Code.

Section Seven. That for the reason that the agreement is immediately necessary in order for said projects to be proceed in a timely fashion and be properly funded, this Ordinance is declared to be an emergency measure, immediately necessary for the preservation of the public peace, property, health, safety and welfare of said Village of Swanton.

Motion to Suspend the Rules and adopt as an Emergency

Moved: Rochelle Second: Pilliod YEAS: 5 NAYS: 0

Vote on Passage

Moved: Rochelle Second: Westhoven YEAS: 5 NAYS: 0

Date of Passage: March 25, 2019



Ann Roth, Mayor

Attest:

I, Jennifer Harkey, Fiscal Officer of the Village of Swanton, do hereby certify that this is a true and accurate copy of Ordinance 2019-11, passed on March 25, 2019



Jennifer Harkey, Fiscal Officer