

**CITY OF ENGLEWOOD
IN
MONTGOMERY COUNTY, OHIO**

RESOLUTION: 02-19

PASSED: January 22, 2019

**A RESOLUTION: DECLARING THE NECESSITY OF CONSTRUCTING OR
REPAIRING SIDEWALKS, CURBS, GUTTERS AND DRIVEWAY
APPROACHES**

WHEREAS, the City established, by Resolution #01-19, geographic areas for the year-2019 sidewalk program; and

WHEREAS, the city will inspect sidewalks, curbing, and drive approaches in said geographic areas, to determine deficiencies as well as notified property owners of same; and

WHEREAS, the City can reasonably anticipate that not all sidewalks, curbing, and drive approaches identified as defective will be privately repaired; and

WHEREAS, defective sidewalks, curbing, and drive approaches may pose a danger to the public welfare and may negatively impact property values;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
ENGLEWOOD, COUNTY OF MONTGOMERY, STATE OF OHIO, AS FOLLOWS:**

SECTION I That it is necessary to construct and/or repair certain sidewalks, curbing, and drive approaches in those geographic areas for the current sidewalk program designated by Resolution #01-19.

SECTION II That property owners abutting areas designated for repair have been afforded proper specifications for the work required, and will have been provided with sufficient time to effect repairs.

SECTION III That the City Manager, or his designee, be authorized: 1) to continue the 2003 contract with Coate Construction to perform identified sidewalk, curbing, and drive approach repairs, for the ultimate purposes, as soon as possible, of the City effecting such repairs on those properties for which private action will not have been taken in the time provided by official notification, and 2) to assess the costs for same upon abutting properties.

SECTION IV It is hereby found and determined that all formal actions of this council concerning and relating to the passage of this resolution were taken in open meetings of this council, and that all deliberations of this council, and of any committees, that resulted in such formal actions, were in meetings open to the public, in compliance with all legal requirements.

SECTION IV That this resolution shall be in full force and effect at the earliest date allowed by law.

PASSED this 22nd day of January 2019.

ATTEST:

Kerry Norman
Kerry Norman, Clerk of Council

Patricia Burnside
Patricia Burnside, Mayor

C E R T I F I C A T E

I, **Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio**, do hereby certify the foregoing is a true and correct copy from the *Record of Proceedings* of said City. WITNESS my signature this 22nd day of January, 2019.

Kerry Norman
Kerry Norman, Clerk of Council

CERTIFICATE OF POSTING

I, **Kerry Norman, Clerk of Council of the City of Englewood, Montgomery County, Ohio**, do hereby certify publication of the foregoing **RESOLUTION** was made as designated by Sections 224.01 and 24.02 of the Englewood Code.

Kerry Norman
Kerry Norman, Clerk of Council