

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

**RESOLUTION: 02-21**

**PASSED: January 14, 2020**

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

**WHEREAS**, the City established, by Resolution #01-20, geographic areas for the year-2020 sidewalk program; and

**WHEREAS**, the city will inspect sidewalks, curbing, and drive approaches in said geographic areas, to determine deficiencies as well as notify 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:**

<b>SECTION I</b>	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 #01-20.
<b>SECTION II</b>	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.
<b>SECTION III</b>	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.
<b>SECTION IV</b>	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.
<b>SECTION V</b>	That this resolution shall be in full force and effect at the earliest date allowed by law.

**PASSED this 14th day of January 2020.**

**ATTEST:**

  
\_\_\_\_\_  
Kerry Norman, Clerk of Council

  
\_\_\_\_\_  
Thomas Franz

\_\_\_\_\_  
Thomas Franz, Jr., 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 12th day of January, 2021.

  
\_\_\_\_\_  
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, Clerk of Council