

ORDINANCE NO. 2005-02  
Passed February 1, 2005

AN ORDINANCE IMPOSING ASSESSMENTS ON PROPERTIES FOR SIDEWALK REPAIR AND REPLACEMENT AND CERTIFYING THE ASSESSMENTS TO THE DELAWARE COUNTY AUDITOR FOR COLLECTION.

WHEREAS, in accordance with Chapter 905 of the Codified Ordinances of the City of Powell a Resolution of Necessity was adopted regarding repair and replacement of certain sidewalks within the Municipality and,

WHEREAS, pursuant to such Resolution of Necessity repairs and/or improvements were made to certain properties within the Municipality and,

WHEREAS, notice having been forwarded to property owners providing notice of public hearing regarding such assessments and such hearing having been concluded and,

WHEREAS, an allocation of assessments having been made together with costs and interest

NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section 1: Council hereby certifies the unit costs of construction, repair or replacement including administrative costs and interest on the properties in the amounts attached hereto as Exhibit "A".

Section 2: Council further determines that interest shall be imposed on the unpaid balance of such assessments at the rate of 5 % per annum commencing January 1, 2005 on the unpaid balance.

Section 3: Council hereby directs the city clerk to certify the amount of such assessments and interest to the Delaware County Auditor for addition to the tax duplicate for collection over five (5) years payable in semi-annual installments at the interest rate of 5 % per annum, the first of such installments shall be due and payable at the first half year 2005 tax collection and semi-annually thereafter until paid in full. Interest shall be computed on the unpaid balance.

Section 4: That it is hereby found and determined that all formal actions of the Council concerning and relating to the passage of the Ordinance were adopted in an open meeting on the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meetings so open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

Section 5: That this Ordinance shall take affect upon the earliest possible date permitted by law.

VOTE ON RULES SUSPENSION:

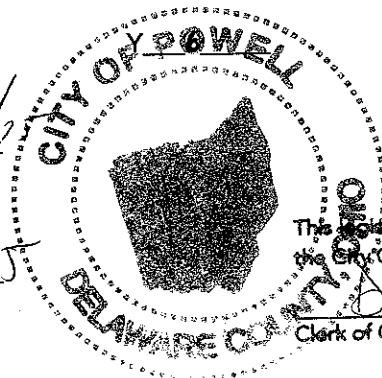
Y \_\_\_\_\_ N \_\_\_\_\_

VOTE ON ORDINANCE NO 2005-02:

N \_\_\_\_\_

Dan Wiencek 2/1/05  
Dan Wiencek, Mayor Date

Dawn Nauman 2/1/05  
Dawn Nauman, Clerk Date



This Ordinance has been posted in accordance with the City Charter on this date 2/1/05  
Dawn Nauman  
Clerk of Council

January 13, 2005

Resident  
Address  
Powell, OH 43065

Re: Sidewalk Assessment Public Hearing

Dear Resident,

As you are aware, the City of Powell has a sidewalk repair program which you participated in this past fall. The purpose of this program is to assist residents with the maintenance and repair of sidewalks which no longer meet adopted safety standards.

This past summer you were notified that portions of your sidewalk were in disrepair. You were given the option of making repairs yourself or having the City undertake the improvements on your behalf. You chose to have the City make the repairs.

**I am writing to inform you that a City Council Public Hearing will be held on Tuesday, February 1, 2005 at 7:30 p.m. to establish the allocation of fees on your property, for which you will be responsible for payment. This Public Hearing will be held at the Municipal Building located on 47 Hall Street.**

Based on expenses incurred, the cost associated with repairing sidewalks adjacent to your property totaled **\$COST**. At the February 1<sup>st</sup> Public Hearing, City Council will also determine the interest rate which will be associated with this assessment. It is anticipated the interest rate will be approximately 5%. Upon certification to the County Auditor, your sidewalk assessment will be payable over 5 years in equal installments. The County Auditor will charge an additional 2% collection fee. This charge will appear on your property tax bill.

If you wish to avoid being assessed and incurring interest charges and collection fees, you may pay the total sum of **\$COST** within 30 days of this notice. Checks should be made payable to the "City of Powell - Sidewalk Repairs".

If you have any questions, please feel free to attend the Public Hearing or contact me at 614-885-5380.

Sincerely,

Steve Lutz  
City Manager  
City of Powell

Parcel Number	Owner Name	Location	Qty	Labor Cost	Material Cost	Total Sum of Labor & Material	Total Extended Informal Price
319-425-120-50000	John Boyer	240 Glen Village Ct.	50 SF	8.00	1.96	9.96	\$ 568.00
319-425-120-51000	Desh Pal Singh Verma	254 Glen Village Ct.	100 SF	8.00	1.96	9.96	\$ 996.00
319-425-120-52000	Margaret A. & Kay J. Gibney, Trustees	266 Glen Village Ct.	100 SF	8.00	1.96	9.96	\$ 996.00
319-425-120-53000	Erwin Grabisna	278 Glen Village Ct.	75 SF	8.00	1.96	9.96	\$ 747.00
319-425-120-55000	Shoichi Suzawa & Matsuda Naoko	290 Glen Village Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-425-120-56000	James L. & Ruth Berger	294 Glen Village Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-425-120-57000	Lori M. Everhart	300 Glen Village Ct.	50 SF	8.00	1.96	9.96	\$ 498.00
319-425-120-58000	Shelly H. & David E. Conrad	295 Glen Village Ct.	75 SF	8.00	1.96	9.96	\$ 887.00
319-425-120-60000	Carole & Ronald Elkins	291 Glen Village Ct.	175 SF	8.00	1.96	9.96	\$ 1,743.00
319-425-120-61000	Alvin D. & Rebecca L. Chapman	285 Glen Village Ct.	150 SF	8.00	1.96	9.96	\$ 1,494.00
319-425-120-62000	Karen A. & Paul L. Wooster	271 Glen Village Ct.	175 SF	8.00	1.96	9.96	\$ 1,743.00
319-425-120-64000	Phyllis B. & Thomas A. Patterson	235 Glen Village Ct.	100 SF	8.00	1.96	9.96	\$ 996.00
319-425-120-65000	Shirley A. & Mark A. LeJeune	225 Glen Village Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-65000	Linda & Anthony Cardinali	272 Briarbend Blvd.	75 SF	8.00	1.96	9.96	\$ 1,560.00
319-431-060-64000	Marvel A. Cole	264 Briarbend Blvd.	50 SF	8.00	1.96	9.96	\$ 498.00
319-431-060-63000	Richard M. O'Brien - transferred 4/14/0 to: Brian K. Logan & Stanley A. Willis	256 Briarbend Blvd.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-61000	Elizabeth J. Graham & Matthew R. Schmitt	242 Briarbend Blvd.	100 SF	8.00	1.96	9.96	\$ 996.00
319-431-060-60000	Sondra L. & John E. Zoog	238 Briarbend Blvd.	175 SF	8.00	1.96	9.96	\$ 1,743.00
319-431-060-59000	Molly L. & Paul Wehrly	191 McCreary	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-58000	Victoria & John Stover	221 McCreary	75 SF	8.00	1.96	9.96	\$ 747.00
319-431-060-55000	Christian & Karen Hill	192 McCreary	125 SF	8.00	1.96	9.96	\$ 1,245.00
319-431-060-54000	Maryann Kondik, Trustee	176 McCreary	50 SF	8.00	1.96	9.96	\$ 498.00
319-431-060-53000	Robin M. & Clinton M. Stealey	224 Briarbend Blvd.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-52000	Diane & Kenneth Harris	218 Briarbend Blvd.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-51000	Sandra & Kenneth Hackworth	206 Briarbend Blvd.	100 SF	8.00	1.96	9.96	\$ 996.00
319-431-060-50000	Lori & David Carmendy	196 Briarbend Blvd.	125 SF	8.00	1.96	9.96	\$ 1,245.00
319-431-060-49000	William M. Chinn	186 Briarbend Blvd.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-48000	Elizabeth & Christopher Wells	172 Briarbend Blvd.	75 SF	8.00	1.96	9.96	\$ 747.00

319-431-060-46000	Dana & James Schwamburger	163 Squires Ct.	50 SF	8.00	1.96	9.96	\$ 498.00
319-431-060-45000	Paula & James Cummins	177 Squires Ct.	50 SF	8.00	1.96	9.96	\$ 498.00
319-431-060-44000	Jill & David Freeland	191 Squires Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-43000	Rebecca & Mark Craig	215 Squires Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-42000	Sharon & Joseph Valvona	225 Squires Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-060-41000	Elizabeth & Bradford Ridgeway - transferred 6/7/04 to Karen & Matthew Burns	220 Squires Ct.	100 SF	8.00	1.96	9.96	\$ 996.00
319-431-060-37000	Ellen P. & Richard J. Conklin	154 Squires Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-030-84000	Melanie O'Neil-Campbell & Timothy D. Campbell	171 Briarbend Blvd.	100 SF	8.00	1.96	9.96	\$ 996.00
319-431-030-83000	Kristen Lee & Marcus C. Atha	177 Briarbend Blvd.	150 SF	8.00	1.96	9.96	\$ 1,494.00
319-431-030-82000	Scott & Patricia Rabinowitz	183 Briarbend Blvd.	125 SF	8.00	1.96	9.96	\$ 1,245.00
319-431-030-81000	Audrey & Philip Eskes	189 Briarbend Blvd.	100 SF	8.00	1.96	9.96	\$ 996.00
319-431-030-80000	Carol J. & Raymond E. Capots	199 Briarbend Blvd.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-030-79000	Patricia & Thomas Baldrick	209 Briarbend Blvd.	50 SF	8.00	1.96	9.96	\$ 498.00
319-431-030-78000	Jill & Timothy Petroff	219 Briarbend Blvd.	30 SF	8.00	1.96	9.96	\$ 298.00
319-431-030-77000	Jennifer Sweet	235 O'Quinn Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-030-76000	Diane & Gary Kallenbach	243 O'Quinn Ct.	100 SF	8.00	1.96	9.96	\$ 996.00
319-431-030-75000	Ann M. Urbank & Peter A. Tomasek	249 O'Quinn Ct.	25 SF	8.00	1.96	9.96	\$ 249.00
319-431-030-68000	Laura C. & Rodney D. Savage	240 O'Quinn Ct.	75 SF	8.00	1.96	9.96	\$ 817.00
319-431-030-67000	Mark E. Warren - transferred 9/10/04 to Julie Ketch & Justin Flowers	229 Briarbend Blvd.	125 SF	8.00	1.96	9.96	\$ 1,315.00
319-431-030-65000	Vickie L. Anthony	247 Briarbend Blvd.	125 SF	8.00	1.96	9.96	\$ 1,245.00
319-431-030-64000	Concetta & George Mancuso	253 Briarbend Blvd.	125 SF	8.00	1.96	9.96	\$ 1,245.00
319-431-030-63000	Lane E. & Kellie S. Risser	267 Briarbend Blvd.	100 SF	8.00	1.96	9.96	\$ 996.00
319-431-030-61000	Sharon & David Mumau	277 Briarbend Blvd.	100 SF	8.00	1.96	9.96	\$ 996.00
<b>TOTALS</b>			<b>0.00</b>	<b>408.00</b>			
			<b>SAY</b>	<b>40,000.00</b>			