

RESOLUTION NO. 14-13

COMMISSIONERS' FINDING AFFIRMING FORMER ORDER, CONFIRMING THE ASSESSMENTS AND ORDERING THE LETTING OF CONTRACTS FOR THE SINGLE COUNTY DITCH NO. 108, HELD DITCH AS PETITIONED FOR BY MELVIN BROUGH AND OTHERS

The Board of Ottawa County Commissioners met in regular session on the 13th day of May 2014 with the following members present:

Jo Ellen Regal James M. Sass Steven M. Arndt

It was moved by Commissioner Arndt and seconded by Commissioner Sass to adopt the following resolution:

WHEREAS, At the final hearing on May 8, 2014 that being the day fixed by said Board, in its order dated the 25th day of February 2014, for the final hearing on the Reports, Plans and Schedules of the County Engineer, on the estimated assessments, on claims for compensation or damages and on the proceedings for the improvement, and extent of the work proposed to be done, and

WHEREAS, The Board finds that due and legal notice of this final hearing has been given as required by law, and

WHEREAS, The Board has heard all the evidence offered in the proceedings and received and considered all the schedules, plans and reports filed by the County Engineer; therefore, be it

WHEREAS, The Board hereby approves the maps, profiles, plans, schedules and reports prepared by the County Engineer, as amended in its order dated the 13th day of February 2014, and

WHEREAS, This Board has considered the cost of location and construction, the compensation for land taken, the effect on land along or in the vicinity of the route of the improvement, the effect on land below the lower terminus of the improvement that may be caused by constructing the improvement, the sufficiency of the outlet, the benefits to the public welfare, and the special benefits to land needing the improvement, etc; therefore, be it

RESOLVED, That the former order finding in favor of the improvement made at the first hearing on the 6th day of June 2013 is hereby affirmed; and no compensation for land taken shall be paid; and

WHEREAS, No objections were filed in writing and the Board having heard all evidence offered for or against the assessment proposed to be levied against any owner on any land, as shown by the schedule of assessments filed by the County Engineer and any competent evidence on the question of benefits, and from an actual view of the premises; therefore, be it

RESOLVED, that final assessments shall not exceed \$24,855.00 for benefits to the general public by reason of the improvement being conducive to the public welfare and

shall be paid by the public and assessed against the County and \$881.87 found to benefit Harris Township Roads or highways, and be it further

RESOLVED, that three years shall be the period of time, in semiannual installments, as taxes are paid, given the owners of land benefited, to pay the assessments that may be made for the improvement; and be it further

RESOLVED, that interest shall be added to said installments of assessments at the same rate as the county receives on investments in the quarter immediately preceding final assessment notices; provided any owner may pay the assessment on his land in cash within thirty days after the final hearing, without paying any interest thereon; and be it further;

RESOLVED, that the County Engineer is hereby directed to determine the appropriate bid dates, which shall not be less than twenty-five days after the date of this order and prepare necessary bid documents; and be it further;

RESOLVED, that the County Engineer be and he is hereby directed to give at least two weeks' public notice as required by law of the time when and the place where bids will be received for furnishing any material for the improvement, or for the construction of the improvement, or any part thereof, and in case manufactured material is required for the construction of the improvement, the County Engineer is hereby directed to send copies of the notice by mail to dealers and manufacturers, and all bids shall be received at 315 Madison Street, Room 106, Port Clinton, Ohio.

Vote on Motion: Jo Ellen Regal, yes; James M. Sass, yes; Steven M. Arndt, yes.

I, Rhonda Slauterbeck, Clerk/Assistant Administrator of the Board of County Commissioners, do hereby certify that the foregoing is a true and correct copy of a resolution of the Board of Ottawa County Commissioners duly adopted Tuesday, May 13, 2014 and appearing upon the official records of the Ottawa County Commissioners.


Clerk/Assistant Administrator
Board of County Commissioners
Ottawa County, Ohio

c: County Engineer

¹ Not less than 25 days after the date of this order.