

RESOLUTION NO. 75-2016 (F)

By Council Member Ungar

A Resolution approving the report of the Assessment Equalization Board appointed to hear objections to the estimated assessments for a portion of the expense of improvement of streets and parkways including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning thereof, removing snow therefrom, and planting, maintaining and removing shade trees within the City of Cleveland Heights; and declaring an emergency.

WHEREAS, this Council, by its adoption of Resolution No. 59-2016, did appoint an Assessment Equalization Board to hear objections to the estimated assessments for a portion of the expense of improvement of streets including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning thereof, removing snow therefrom, and planting, maintaining and removing shade trees within the City; and

WHEREAS, said Board did meet on August 16, 2016, and did hear and determine all objections before it; and

WHEREAS, said Board has submitted its report and recommendations to this Council, which is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The report of the Assessment Equalization Board appointed by Resolution No. 59-2016, attached hereto as Exhibit A, is hereby accepted and approved.

SECTION 2. The estimated assessments, as equalized by said Board, and the recommendations to this Council with respect thereto, are hereby directed to be placed on file with the Director of Finance/Clerk of Council.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with Chapter 107 of the Codified Ordinances.

SECTION 4. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

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SECTION 5. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being that the assessment must be filed with the Cuyahoga County Fiscal Officer by September 12, 2016, if it is to be added to the 2016 Tax Duplicate. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

CHERYL L. STEPHENS, Mayor
President of the Council

TOM RAGUZ
Clerk of Council

PASSED: September 6, 2016

EXHIBIT A
CITY OF
CLEVELAND
HEIGHTS 

August 16, 2016

To the Council of the City of Cleveland Heights, Ohio

Ladies and Gentlemen:

This is to report that a meeting of the Assessment Equalization Board, appointed pursuant to Resolution Nos. 59-2016(F) and 60-2016(F), was held on Tuesday, August 16, 2016 at 11:30 a.m at City Hall.

The meeting was held to consider the equalization of assessments requested in all objections, timely filed against Resolution No. 9-2016(F) entitled,

“A Resolution declaring the necessity of assessing a portion of the expense of street lighting; and declaring an emergency.”

and Resolution No. 10-2016(F) entitled,

“A Resolution declaring the necessity of assessing a portion of the expense of improvement of streets and parkways including grading, draining, curbing, paving, repaving, repairing, sweeping or cleaning thereof, removing snow therefrom, and planting, maintaining and removing shade trees thereon; and declaring an emergency.”

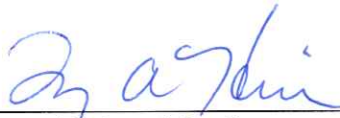
The Board approved the assessments as calculated and on file with the Clerk of Council including the adjustment for corner lots and found that such assessments are in compliance with the standards set forth in Resolution Nos. 9-2016(F) and 10-2016 (F) and proportionate to the benefits received. The Board voted to overrule the three (3) objections.

The Board therefore recommends to Council that the assessment lists prepared pursuant to Resolution Nos. 9-2016(F) and 10-2016(F) and heretofore filed with the Clerk of Council and advertised pursuant to law be filed with the adjustments recommended above and so certified to the County Fiscal Officer.


Respectfully submitted,



Tom Raguz, Secretary
Assessment Equalization Board



Larry Heiser, Member



Jason Stewart, Member



Jennifer Demmerle, Member