

ORDINANCE NO. 170

AN ORDINANCE DECLARING NECESSARY CERTAIN IMPROVEMENTS AND EXTENSIONS TO THE WATER WORKS SYSTEM OF THE CITY OF DRY RIDGE, KENTUCKY, AND ORDERING SAID WORK TO BE DONE AND ORDERING THE CITY CLERK TO ADVERTISE FOR BIDS FOR SAID WORK PROVIDING THE METHOD OF PAYMENT FOR SAME BY THE BENEFITED PROPERTY OWNERS ABUTTING SAME AND PROVIDING FOR THE INSTALLMENT PAYMENT PLAN FOR IMPROVEMENT TAXES AT THE OPTION OF THE BENEFITED LAND OWNERS.

WHEREAS it is deemed desireable, advantageous and necessary to extend the present water main along the South side of Broadway or Taft Highway from the end of the present water main

to the end of the corporate limits on Taft Highway.

NOW THEREFORE THE CITY COUNCIL OF THE CITY OF DRY RIDGE, KENTUCKY, DOES ORDAIN AS FOLLOWS:

SECTION I. It is hereby declared to be necessary that the City of Dry Ridge, Kentucky, improve its present water system by the laying of a new water main beginning at the West end of the present water main along Broadway Street or Taft Highway and extending a distance of approximately 4,200 feet to the present corporate line of said City on Taft Highway or Broadway Street, together with the necessary fire hydrants, connections, and appurtenances thereto. Said work shall be done in accordance with the plans and specifications for same as prepared by Lee Points, service director of the Dry Ridge Water Works Commission, and Raymond R. Vincent, City Attorney of the City of Dry Ridge, Kentucky. Said plans are hereby adopted by the City as the official plans and specifications for the improvement herein provided for and are hereby made a part of this ordinance as though fully set out herein.

SECTION II. It is therefore hereby ordered and declared that said improvement and extension be made in accordance with the aforesaid plans and specifications and that this improvement is authorized and being done under the provisions of the Kentucky Revised Statutes including, among other, Chapter 94 of same.

SECTION III. It is hereby ordered that sealed bids for the performing of all labor and the furnishing of all materials necessary for said improvement, to be completed in accordance with the aforesaid plans and specifications, be called for by said City; said bids to be presented to the Clerk of the City of Dry Ridge, Kentucky, on or before the 4th day of September, 1956 at 4:00 P. M. E. S. T.; that said bids be opened and read at a meeting of this council to be held on the 4th day of September, 1956 at 9:00 P. M. E. S. T., and that a contract for the performing of said work and the furnishing of said material shall be let to the lowest and best bidder, provided however, that the City hereby reserves the right to reject any and all bids; each bid must be accompanied by a bid bond or certified check in an amount equal to 5% of the total bid to secure the bidders' entering into a contract, as per his bid, in the event said bid is accepted; the Clerk of the City of Dry Ridge, Kentucky, is hereby authorized and ordered to advertise for bids for the performing of said work and the furnishing of said material in accordance with said plans and specifications; said advertisement to appear in at least two issues of a newspaper of general circulation in the City of Dry Ridge, Kentucky; said advertisement to appear once a week for two consecutive weeks prior to the day herein set for the opening of said bids.

SECTION IV. This improvement shall be classed as a "stage" improvement. Other stage improvements which will be required before the improvement of this Section is complete are sidewalks, proper drainage facilities and the widening of Broadway Street.

SECTION V. It is hereby ordered and declared that the entire cost of that portion of said improvement from the corporate limits of the City prior to the incorporation of 1956, to the present corporate limits of said city on Taft Highway or Broadway Street shall be borne and paid by the owners of benefited properties fronting and/or abutting the said improvement on either side of the said Broadway Street or Taft Highway; said cost to be assessed against said owners on a proportionate front foot basis according to the certificate of apportionment to be prepared by Lee Points, service director of the City Water Works Commission, and Raymond R. Vincent, City Attorney. An "Improvement Tax" shall be levied upon all benefited property in this area in accordance with said apportionment after same is approved in the apportionment ordinance to be passed by this council under the provisions of Chapter 94 of the Kentucky Revised Statutes. The remainder of the cost of said improvement shall be paid one-half ($\frac{1}{2}$) by the city and one-half ($\frac{1}{2}$) by R. L. Taylor and Wilbur Stith as per their previous contract with said city.

SECTION VI. It is hereby ordered and declared that the property owners subject to the improvement tax herein referred to shall have the option of paying the said tax in installments as provided by Sections 94.316 to 94.323 of the Kentucky Revised Statutes provided they have complied with the provisions thereof and all ordinances passed relating thereto.

SECTION VII. Upon the completion of the aforesaid improvement, Lee Points, who is hereby designated as the "City Supervisor" for this project, shall prepare a final estimate of the total cost of said improvement; said final estimate shall be the total cost of said improvement including fees, advertisement and other costs and shall apportion same according to the provisions of this ordinance and Chapter 94 of the Kentucky Revised Statutes and shall deliver same to the City Clerk of the City of Dry Ridge, Kentucky, who shall in turn deliver same to the City Attorney of Dry Ridge, Kentucky, so that he may draw up and present for the Council's approval and passage the Improvement Tax Ordinance, which is to be passed and levied on the benefited property owners.

SECTION VIII. All ordinances, resolutions, or parts thereof in conflict herewith are to the extent of such conflict hereby repealed.

SECTION IX. If any section, paragraph or clause of this ordinance be declared to be invalid same shall not affect the remaining sections, paragraphs, or clauses hereof, it being hereby expressly declared that same would have been passed despite such invalidity.

SECTION X. This ordinance shall be in full force and effect from and after its passage as required by law.

Read, approved, and ordered to lay over ten days for its second reading this the 7th day of August, 1956.

/s/ Logan Blain
Mayor

Attest:

/s/ H. C. Rohrs
City Clerk

Given second reading, passed, approved, and ordered published this the 17th day of August, 1956.

/s/ Logan Blain
Mayor

Attest:

/s/ Raymond R. Vincent
Acting City Clerk