



To: Gahanna City Council
Clerk of Council

From: Tom Komlanc, Director of Engineering
Kevin Schultz, Senior Director of Operations
Mayor Laurie A. Jadwin

Cc: Raymond J. Mularski, Esq. City Attorney
Joann Bury, Director of Finance

Date: August 23, 2023

Re: Dept. of Engineering – Request for Council Action (August 28, 2023 COTW Meeting)

ACTION ITEMS

ACTION ITEM #1: 2021 SIDEWALK MAINTENANCE PROGRAM PUBLIC HEARING, ACCEPTANCE OF COST, AND INITIATING THE ASSESSMENT PROCESS

Construction activities have been completed on the 2021 Sidewalk Maintenance Program. The Sidewalk Program has been established in such a way that each property bears 50% of the cost for the remedial repairs made by the City along its given frontage. Pursuant to the provisions of Chapter 903 Sidewalk Construction, Maintenance and Renewal, as adopted by Council on July 24, 2023, Section 903.4 (j) proscribes that a public hearing be held upon completion of the construction and maintenance activities for the purpose of hearing any assertions of “mistake of fact regarding the allocation of assessments.”

In further accordance with Section 903.04(j)(1), property owners within the 2021 Sidewalk Maintenance Program area have been provided Notice of the Public Hearing through ordinary U.S. Mail, dated August 24, 2023, with the hearing date of Tuesday, September 5. Notice also has been published on the City’s website, social media page and in the public kiosk where legislation is generally accessible. In the Notice, property owners were also notified of the 50% cost share to be assessed to their property.

At the conclusion of the public hearing, Council “shall approve the actual field measured quantities and cost for these improvements,” as provided by the City Engineer, per Section 903.04(j)(2). The property owner of record will then have thirty (30) days from the public hearing to either pay in full or have the cost assessed against their real property over the course of five (5) years. At the conclusion of the 30 day period, the Clerk shall certify the amount of such assessment, its effective date, and its rate of interest to the County Auditor for addition to the tax duplicate of the properties affected by such assessment.



Based on the above, the Department of Engineering is respectfully requesting that Council adopt an Ordinance authorizing the City to levy assessment related to the 2021 Sidewalk Maintenance Program for work performed. As special assessments are due to the Franklin County Auditor's Office on September 11, **Emergency and Waiver** are requested for this Ordinance.

Requested Legislation and Funding

Legislation Needed: Ordinance
Emergency/Waiver: **Emergency and Waiver**
Vendor Name: N/A
Vendor Address: N/A
Already Appropriated (Amounts & Accounts): N/A
Supplemental/Transfer (Amounts & Accounts): N/A

Attachments:

ENG-ATT-Council Owner-Cost Summary

Contract Approvals

- This item has been approved by the Mayor
- This item has been approved by the Director of Finance
- This item has been approved by the City Attorney