SPONSORED BY COUNCILMAN Shirles Heints	_ON	THE
16th DAY OF June, 1780.		
A RESOLUTION ACCEPTING THE TERMS OF A TEMPORARY RIGHT OF WAY AGREEMENT AND AUTHORIZING PAYMENT THEREFORE AS THEREIN PROVIDED.		
WHEREFORE, the City of Centerville, acting by and its agent entered into a temporary right of way agreement connection with the improvement of Clyo Road with Richard Reeves and Sandra B. Reeves; and	in	ough
WHEREAS, as part of said agreement the City of Ce agreed to pay Richard M. Reeves and Sandra B. Reeves the One Thousand Twenty Two Dollars (\$1,022.00);		
NOW THEREFORE, the Municipality of Centerville he resolved;	reby	Parties of the state of the sta
Section I. That the articles of agreement with Richard M and Sandra B. Reeves is hereby ratified and accepted by t of Centerville.		
Section II. That the director of finance is hereby authopay to Richard M. Reeves and Sandra B. Reeves the sum of Thousand Twenty Two Dollars (\$1,022.00).		d to
Section III. This resolution shall become effective imme upon passage.	diat	ely
PASSED THIS 16th day of Jour	, 19	80.
Depoty- Councilman - City of Centery	ille	, Ohi
ATTEST:		
Clerk of Council City of Centerville, Ohio CERTIFICATE		Spillmoonspay (formal dat 6 mannana e 44 ag + 48
The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a correct copy of Resolution No. 35-80 , pass Council of the City of Centerville, Ohio, on the 16th da	tru ed b	y the

RESOLUTION NUMBER 35-60

CITY OF CENTERVILLE, OHIO

S. Ca

Clerk of Council

1.35

June, 1980.

TEMPORARY RIGHT OF WAY AGREEMENT

PARCEL NO. 1001 Ambridge Road (Lot #1 Black Oak Forest, Sec. 1)

PROJECT COUNTY, OHIO.

A.

Clyo Road Reconstruction, City of Centerville,

, MONTGOMERY

ARTICLES OF AGREEMENT

These articles of agreement, entered into this day of June, 19 80 by Richard M. & Sandra B. Reeves
(owners of said Lot 1), and the City of Centerville
That Richard M. and Sandra B. Reeves
for and in consideration
of the sum of one thousand and twenty two, no/100 Dollars (\$ 1,022.00), paid by the City of Centerville, the receipt of which is hereby acknowledged, do hereby authorize the City of Centerville or its duly authorized agents, employees, or contractors to enter upon and use their land
hereinafter described as Parcel No.Lot 1,Black Oak Forest , during the perio beginning with the breaking of ground for construction of the above street improvement, and terminating when the completed work has been fully accepted by the City of Centerville for the purpose of performing the work necessary to widen and reconstruct Clyo Road
IN ACCORDANCE WITH THE PLANS PREPARED BY The Design Enterprise, Ltd. and specifications prepared by the City of Centerville, Ohio.
PARCEL NO. Lot 1, Black Oak Forest
Being a parcel of land situated in the City of Centerville, County of Montgomery, State of Ohio, Section 19, Town 2 Range 6, and lying on the east side of a survey, made by Stephen Worl and recorded in the Montgomery County Plat Book 110, page 25 and being located within the following described points in the boundary
Range 6 , and lying on the east side
and recorded in the Montgomery County Plat Book 110, page 25
and being located within the following described points in the boundary thereof:
In the second se

See attached Exhibit "A"

The above Lot # 1 of Black Oak Forest, Section 1 is presently owned by Richard Reeves, et al as shown in Microfiche D78384D07.

It is being recognized by both parties that additional work on the premises might be needed, not shown in Exhibit "A". The intent of such work would be to create a fully functional drainage pattern on the property. It will possibly involve additional removal of some landscape items or additional areas to be resodded.

Should this occur, the "per unit" price as quoted by the Siebenthaler Nursery (see Exhibit "B") will apply, and settlement of any claims will occur after all work is finished.

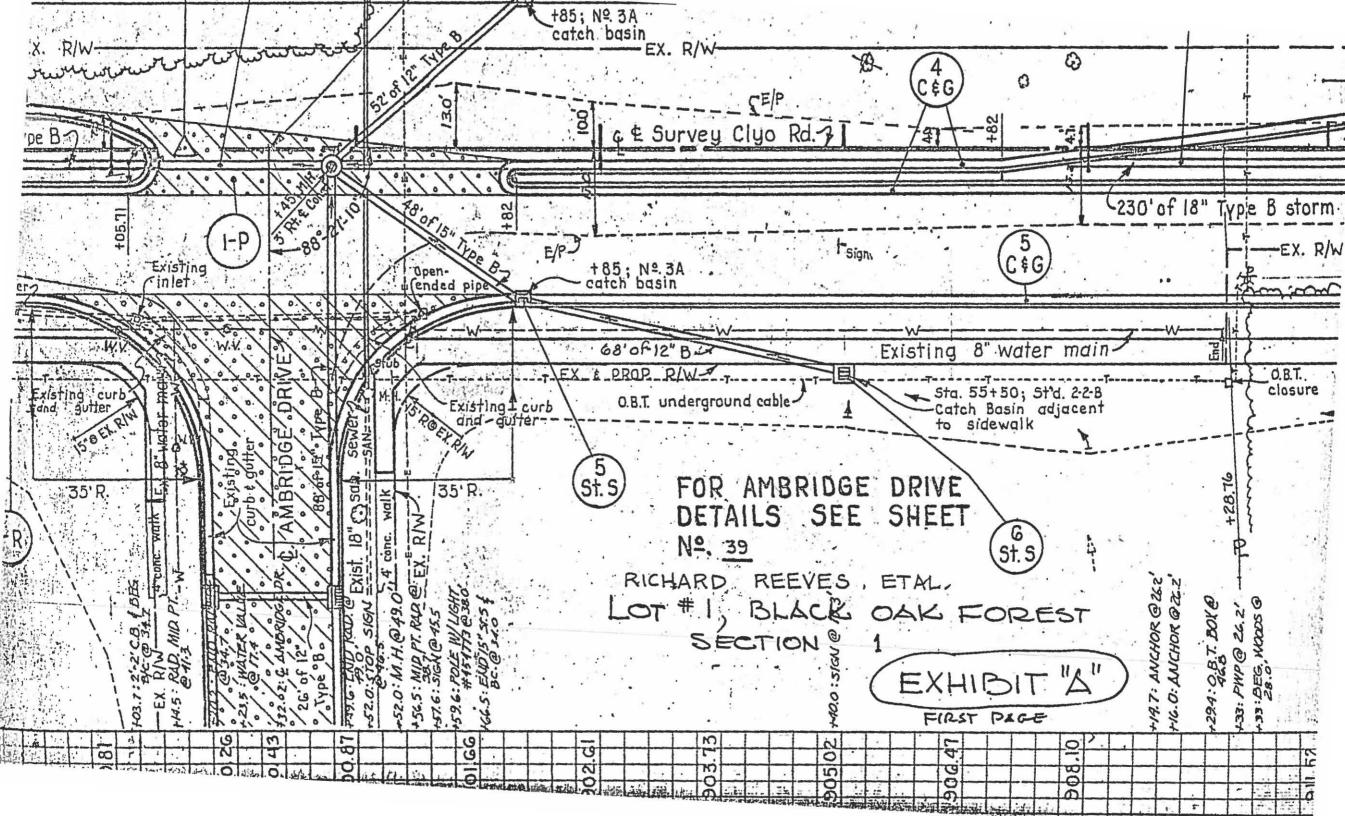
The City of Centerville, its agents, employees or assigns, shall have the right and authority to go on the lands above described for the purpose of removing trees, shrubbery, structures, or any appurtenances thereto, and completing the improvement in accordance with the plans on file.

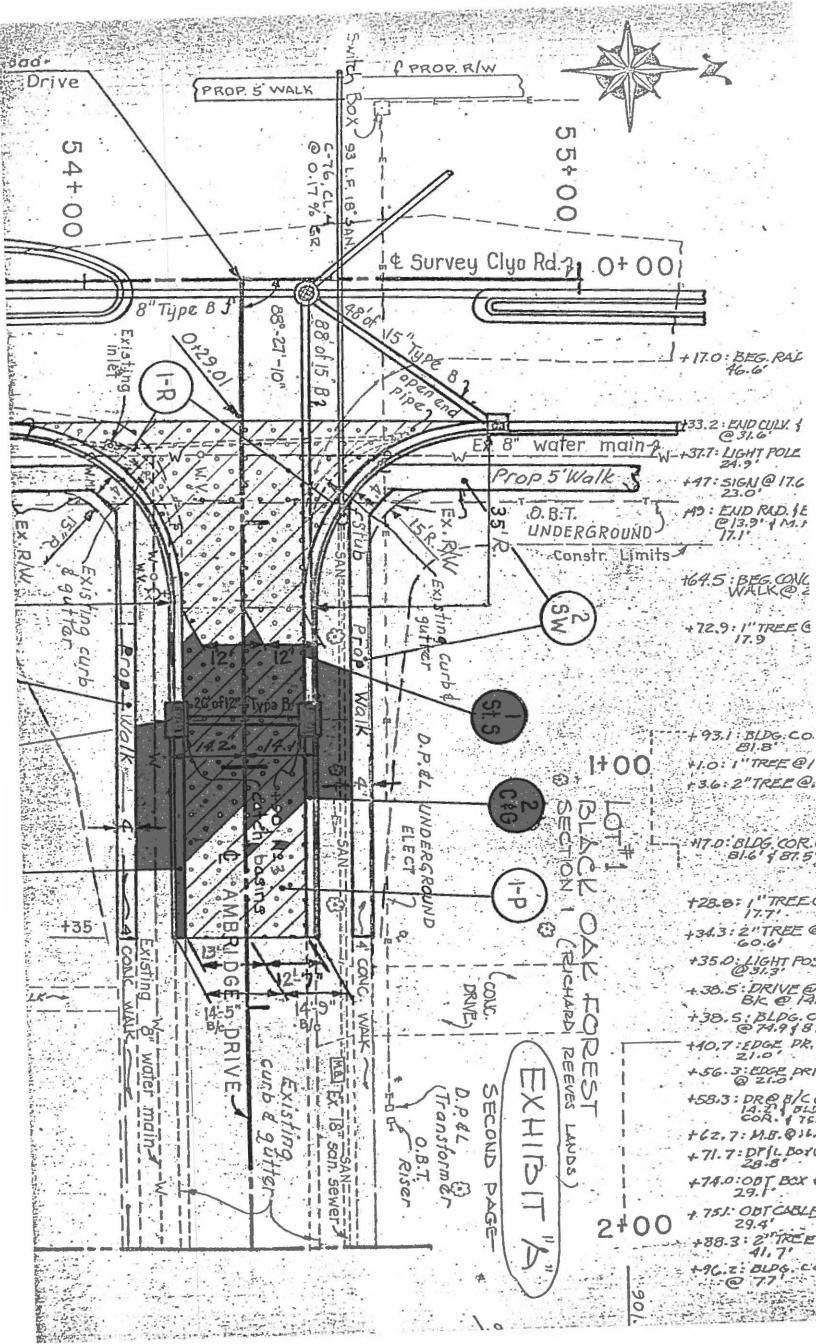
And it is further understood and agreed that after completion of the above project, the City of Centerville assumes no obligation of maintenance of the work done on the area described herein.

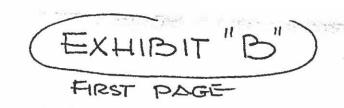
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STA	TE OF OHIO	, COUNTY OF MONTGOM	ERY, ss.		for Clark, Groone & Montgo	
			1.	•	ommission Expires Jar	. 12,1981
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NOTARY PUBLIC Public In and for Clark, Grazne & Montgomery Counties, Ohio

My Commission Explres Jan 12, 1981









THE SIEBENTHALER COMPANY

LANDSCAPE NURSERYMEN

300] CATALPA DRIVE . DAYTON, OHIO 45405 Phone (513)-274-1154

May 5, 1980

Mrs. Richard Reeves 1001 Ambridge Road Dayton, Ohio 45459

Dear Mrs. Reeves,

I have recorded and estimated the replacement value of the existing plant material that falls within the construction limit of the Arbridge Road improvements.

The following is a list of landscape shrub within the construction limits:

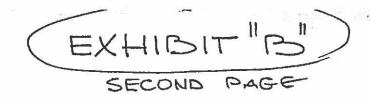
		trac con
1	Red Twig Dogwood 5-6'	\$16.50
1	Flowering Honeysuckle 5-6'	15.25
1	Nannyberry Viburnum 4-5'	14.75
2	Common Lilac 2½-3' Q8.75	17-50
3	Yucca 18-24° 6.75	20.25
2	Flowering Crab 5-6! 37.50	75.00
7 to 1 to	MATERIAL	159.25
	INSTALLATION	112.00

TOTAL:

\$271.25

The row of 4' White Pine bordering the construction limits will be effected, but the number of plants destroyed can not be exactly determined at this time. I will therefore provide a per each planted price as follows:

Each White Pine 4' 41.25
INSTALLATION 28.00
TOTAL: \$69.25



SIEBENTHALER COMPANY

- DAYTON, OHIO 45405

Sod demage is difficult to estimate before construction. I determined the total area of existing sod within the construction limits by measuring the area between construction limits and property line and subtracting the area not currently in sod. arrived at a figure of 2106 Sq.Ft.

Sodding prices to follow are based on the use of sod from Tisher's Green Velvet Sod Farms, Bellbrock, Ohio. grading and installation: \$610.74

Price will be based on actual area in square yards x \$2.61 per yard.

I hope these figures will be suitable for your needs.

Sincerely,

THE SIEBENTHALER COMPANY

Scott M. Clay

SMC/ct

SETTLEMENT WITH THE CITY OF CENTERVILLE BASED ON THE FOLLOWING QUANTITIES:

(a) Landscape items, # 271.25.

(2) White pines

\$ 140.00

234 Sq. yds of Sodding

Total: \$ 1021.99

K. Scha