

RESOLUTION NO 46-78

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMAN Russell Sweetman on the 5th day of  
June, 1978.

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE BOARD OF COUNTY COMMISSIONERS OF MONTGOMERY COUNTY, OHIO FOR THE CONSTRUCTION OF BRIDGE NUMBER MOT-725-2188 ON STATE ROUTE 725 WITHIN THE CORPORATE LIMITS OF THE CITY OF CENTERVILLE, OHIO.

WHEREAS, Bridge Number MOT-725-2188 on State Route 725 within the Corporate Limits of the City of Centerville is in poor condition structurally and geometrically; and

WHEREAS, Montgomery County, Ohio and the State of Ohio have a mutaul responsibility for this Bridge; and

WHEREAS, it in the best interest of the citizens of the City of Centerville to have a new Bridge construced on said State Route 725; and

WHEREAS, the City of Centerville is authorized by Section 717.01 (R) Ohio Revised Code at its option to participate in the construction of said Bridge; and

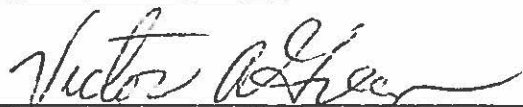
WHEREAS, said construction cannot be undertaken without the participation of the City of the City of Centerville;

NOW, THEREFORE,

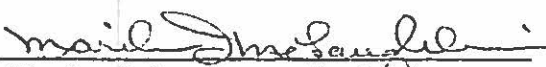
THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section I. That the City Manager is hereby authorized and directed to enter into an agreement with the Board of County Commissioners of Montgomery County, Ohio, a copy of which agreement is attached hereto and incorporated herein, said agreement to provide for the construction of Bridge Number MOT-725-2188 and the City's participation therein.

PASSED THIS 5th day of June, 1978.

  
\_\_\_\_\_  
Mayor of the City of Centerville, Ohio

ATTEST:

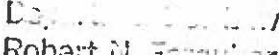
  
\_\_\_\_\_  
Clerk of the Council of the  
City of Centerville, Ohio



CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 46-78, passed by the Council of the City of Centerville, Ohio, on the 5th day of June, 1978.

  
Clerk of the Council

Approved as to form, consistency  
with existing ordinances, the  
charter & constitution of the City.  
By:   
Robert N. Farquhar  
Municipal Attorney

AGREEMENT

THIS AGREEMENT between the City of Centerville, Ohio, hereinafter called City, and the Board of County Commissioners of Montgomery County, Ohio, hereinafter called County, having been respectively authorized to enter into said Agreement by Resolution Number \_\_\_\_\_ passed by the Council of the City of Centerville the \_\_\_\_\_ day of \_\_\_\_\_, 1978, and by Resolution Number \_\_\_\_\_ passed by the Board of County Commissioners of said County on the \_\_\_\_\_ day of \_\_\_\_\_, 1978.

WITNESSETH:

WHEREAS, Bridge Number MOT-725-2188 on State Route 725 within the corporate limits of said City is in poor condition structurally and geometrically; and

WHEREAS, the City and County mutually desire the improvement of said Bridge MOT-725-2188 by replacing the same with a new pre-stressed concrete box beam single span bridge forty-four feet wide by forty feet long (44' x 40') in the interest of the public convenience, safety, and welfare; and

WHEREAS, the County and State of Ohio, Department of Transportation hereinafter called State, have mutual responsibility for this bridge, and it will be to the best interest of both the City and the County if this improvement is undertaken by the State as a single project; and

WHEREAS, the City is authorized, at its option, to participate in the construction of said bridge pursuant to Section 717.01 (R) Ohio Revised Code; and

WHEREAS, the State has prepared the plans and specifications for the entire improvement, which plans and specifications are incorporated by reference and made a part of this Agreement; and

WHEREAS, this project is known as Bridge Replacement, MOT-725-2188, PF-1104; and

WHEREAS, the estimated cost of the project is Two Hundred Thousand Dollars (\$200,000.00) and the State is requiring fifty percent (50%) of this amount to be provided in lump sum by the City and County; and

WHEREAS, the City agrees to fund the local portion of the improvement using Permissive Tax Funds; and

WHEREAS, the County agrees to fund the twenty percent (20%) matching portion for the Permissive Tax Funds;

NOW, THEREFORE, in consideration of the covenants and Agreements contained to be performed by the parties hereto, and the payments hereinafter agreed to be made, it is mutually agreed by and between the parties hereto as follows:

(1) The City and County agree that the State shall undertake the improvement of Bridge MOT-725-2188 by replacing the same with a new pre-stressed concrete box beam single span bridge forty-four feet wide by forty feet long (44' x 40') in accordance with the plans and specifications for this improvement on file at the State, which plans the City and County hereby approve.

(2) The City shall contribute Eighty Thousand Dollars (\$80,000.00) paid from the County's Municipal Vehicle License Tax Fund as its share of the total cost of the Bridge MOT-725-2188, PF-1104 Project.

(3) The County agrees to deposit this sum of money in its accounts and then forward this sum to the State for the Bridge MOT-725-2188, PF-1104 Project.

(4) The County further agrees to pay to the State the sum of Twenty Thousand Dollars (\$20,000.00) from its own funds (road A&G Department 3, Code K-30) for said Project.

(5) The total amount of One Hundred Thousand Dollars (\$100,000.00) authorized by items 2, 3, and 4 above shall be the total lump sum local participation in the Project; any cost increase or decrease will be absorbed by the State, as set forth in the separate Agreement between the County and the State.

IN WITNESS WHEREOF, the parties hereto have affixed their signatures this \_\_\_\_\_ day of \_\_\_\_\_, 1978.

Witness:

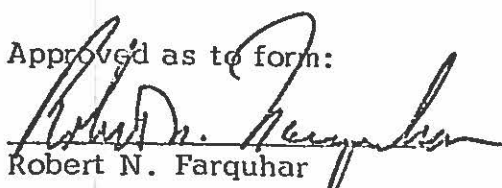
CITY OF CENTERVILLE

By \_\_\_\_\_  
Darryl K. Kenning  
City Manager

BOARD OF COUNTY COMMISSIONERS  
MONTGOMERY COUNTY, OHIO

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\_\_\_\_\_

Approved as to form:

  
Robert N. Farquhar  
Municipal Attorney  
City of Centerville, Ohio

Approved as to form:

\_\_\_\_\_  
Lee C. Falke  
Prosecuting Attorney  
Montgomery County, Ohio  
By \_\_\_\_\_  
Assistant Prosecuting Attorney