

Res. # 11-58

FINAL RESOLUTION

11

Adopting plans;
Proposing to co-operate;
Requesting Director to proceed;

(Chapter 5521 and Section 5705.41 Ohio Rev. Code)

NOTE:—Before the adoption of this final resolution the fiscal officer must make and seal and file with the legislative authority his certificate of funds in strict compliance with Chapter 5521 and Section 5705.41 O. R. C. The fiscal officer should record his certificate of funds in the legislative authority's journal.

Mr. Neubauer moved the adoption of the following resolution:

WHEREAS, At a meeting of the legislative authority of Centerville, Ohio, held in the office of said legislative authority, on this 23 day of August, 1958, a quorum being present, the improvement of State Route No. 48,

under the provisions of Chapter 5521, Ohio Revised Code, came on for further consideration; said portion of highway, as described in the legislation proposing cooperation with the State Highway Director of Ohio, enacted on the 24th day of June, 1958, being as follows:

From the South Corporation Line of Centerville to a point approximately 1.04 miles north of the South Corporation Line of Centerville, a distance of approximately 1.04 miles.

; and

WHEREAS, In said legislation proposing cooperation, said legislative authority proposed to cooperate with the State Highway Director of Ohio in the improvement of the above described highway by assuming and contributing the lump sum of Four Hundred-----00/100 Dollars (\$400.00), inclusive of the cost of engineering, contingencies and other incidental expenses.

; and

WHEREAS, The State Highway Director has approved said legislation proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for improving the above described highway, and has transmitted copies of same to this legislative authority; and

WHEREAS, Funds for the payment of the estimated cost of said highway improvement, other than the proportion and share of said cost that is to be borne by **the State of Ohio and the Federal Government,**

have become available, as to which funds the fiscal officer has made a certificate, now on file with this legislative authority and here recorded as follows:

I hereby certify that the money, to-wit: \$ 400.00 required for the payment of the cost other than that part thereof assumed by the State **of Ohio and the Federal Government for that portion of State Route No. 48, as described hereinbefore,**

is in the treasury to the credit of, or has been levied, placed on the duplicate and in process of collection for the appropriate fund and not appropriated for any other purpose; or is being obtained by sale of bonds issued on account of said improvement, which bonds are sold and in process of delivery.

I further certify that this certificate was made, sealed and filed with the legislative authority of Centerville, Ohio, before said legislative authority passed the final resolution in connection with the within described project; and that this certificate was forthwith recorded in the record of proceedings of said legislative authority, namely: legislative authority's journal, volume _____, at page _____.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal as said fiscal officer, this 23rd day of August, 19 58.

Kenneth E. Poff

[Fiscal Officer's seal]

Fiscal Officer of **Centerville**, Ohio.

WHEREAS, This legislative authority desires the State Highway Director to proceed with the aforesaid highway improvement.

Now Therefore, Be It Resolved:

I. That the section of highway above described be improved under the provisions of aforesaid law; that said work be done under the charge, care and superintendence of the State Highway Director and that said plans, specifications and estimates for this highway improvement as approved by the State Highway Director, are hereby approved and adopted by this legislative authority.

II. That this legislative authority is still of the opinion the proposed work on the above described highway should be constructed, and that we should co-operate on the basis set forth in our proposal.

III. That the lump sum of Four Hundred _____/100 Dollars (\$ 400.00), is hereby appropriated for improving the highway described above; and the fiscal officer is hereby

authorized and directed to issue his order on the treasurer for said sum, upon the requisition of the State Highway Director, to pay the cost and expense of said improvement. We hereby agree to assume in the first instance the share of the cost and expense over and above the amount to be paid by the State of Ohio, and the Federal Government.

SECTION IV That traffic control lights will not be installed on the project without prior approval by the State.

V. That the rights-of-way provided for said improvement shall be held inviolate for public highway purposes and no signs, posters, billboards, roadside stands or other private installations shall be permitted within the right-of-way limits.

VI. That this legislative authority hereby requests the State Highway director to proceed with the aforesaid highway improvement.

VII. That this legislative authority of Centerville, Ohio enter into a contract with the State Highway Director of Ohio providing for the payment by said legislative authority of the lump sum of Four Hundred-----

-----00 /100 Dollars (\$ 400.00), the agreed proportion of the cost and expense to be borne by Centerville, Ohio, for improving the hereinbefore described highway.

VIII. That the Clerk of this legislative authority be, and he is hereby, directed to transmit to the State Highway Director a certified copy of these resolutions.

LX. This Resolution is hereby declared to be an emergency measure by reason of the need for expediting construction of project(s) to promote highway safety, and provided it receives the affirmative vote of two-thirds of the members elected to the Legislative Authority, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

Thereupon, Mr. CRAMER seconded the said motion; and upon the roll being called the result of the vote was as follows:

Vote on suspension of the rule requiring an ordinance to be fully and distinctly read on three different days:

(Requires a yea vote by three-fourths of all elected members)

Yeas 6 Nays 0

Vote on emergency clause: Yeas 6 Nays 0

Passed Aug 23 19 58 Yeas 6 Nays 0

As an Emergency measure.

Passed: Aug 23, 19 58

Attest: Kenneth E. Poff CLERK

Omer Jackson MAYOR

Attest: -----

Presiding Officer of Legislative Authority

The State of Ohio,
Centerville _____, Ohio } Office of the Legislative Authority.

This is to certify that we have compared the foregoing copy of resolution with the original record thereof, found in the record of the proceedings of the legislative authority of said Centerville _____, Ohio, and which resolution was duly passed by the legislative authority of said Centerville _____, Ohio, on the 23rd day of August, 19 58, and that the same is a true and correct copy of the record of said resolution and the action of said legislative authority thereon.

We further certify that said resolution and the action of said legislative authority thereon is recorded in the journal of said legislative authority in Volume _____, at page _____, and under date of Aug 23, 19 58.

IN WITNESS WHEREOF, we have hereunto set our hands and seal, this 23rd day of August, 19 58.

*SEAL

Amey Jackson
Presiding Officer
Kenneth E. Bell
Clerk (Secretary Ex-officio)

Legislative Authority of Centerville _____, Ohio.

*NOTE: If the fiscal officer is secretary ex-officio of the legislative authority, the fiscal officer's seal should be affixed. If there is no seal, this fact should be stated by separate letter, and attached hereto.

FISCAL OFFICER'S CERTIFICATE

NOTE:—This certificate must be made with seal affixed, in duplicate, and the copy marked "original" filed with the legislative authority before said legislative authority passes the final resolution. The "original" should be forthwith recorded in the legislative authority's journal and the "duplicate" transmitted to the department of highways of Ohio with a certified copy of the final resolution. (Read sections 5705.41 and 5521.01 Ohio Revised Code.)

I hereby certify that the money, to-wit: \$ 400.00 , required for the

payment of the cost other than that part thereof assumed by the State of Ohio and the Federal Government for the improvement of that portion of State Route No. 48, lying within the corporate limits of the Village of Centerville, more particularly described as follows:

From the South Corporation Line of Centerville to a point approximately 1.04 miles north of the South Corporation Line of Centerville, a distance of approximately 1.04 miles.

is in the treasury to the credit of, or has been levied, placed on the duplicate and in process of collection for the appropriate fund and not appropriated for any other purpose; or is being obtained by sale of bonds issued on account of said improvement, which bonds are sold and in process of delivery.

I further certify that this certificate was made, sealed and filed with the legislative authority of Centerville, Ohio, before said legislative authority passed the final resolution in connection with the within described project; and that this certificate was forthwith recorded in the record of proceedings of said legislative authority, namely: Legislative authority's journal, volume _____, at page _____.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal as said fiscal officer, this 23rd day of Aug., 1958.

[Fiscal Officer's seal]

Kenneth E. Poff

Fiscal Officer of Centerville, Ohio.

OHIO DEPARTMENT OF HIGHWAYS

CERTIFICATE OF JOURNALIZATION

I hereby certify that the State Highway Director of Ohio, in compliance with Section 5521.04 Ohio Revised Code, approved legislation enacted on June 24, 19⁵⁸, by the legislative authority of Centerville, Ohio, which legislation proposed cooperation with the State Highway Director of Ohio in the improvement of that portion of State Route No. 48, lying within the corporate limits of the Village of Centerville, more particularly described as follows:

From the South Corporation Line of Centerville to a point approximately 1.04 miles north of the South Corporation Line of Centerville, a distance of approximately 1.04 miles.

and that said approval was entered on the Director's official journal in Volume 43, Page _____, under date of August 1, 19⁵⁸.



Administrator of Contract Sales

STATE OF OHIO
DEPARTMENT OF HIGHWAYS
APPROXIMATE ESTIMATE

FAP No. DF-1123(1)

TYPE: T-35

Warren & Montgomery COUNT

S. R. NO. 48

UNIT PRICE CONTRACT

For improving Section WAR-48-22.11, MOT-48-0.00, State Route No. 48 in Clear Creek Township, Warren County and Washington Township and the Village of Centerville, Montgomery County, Ohio, in accordance with plans and specifications by resurfacing with asphaltic concrete.

DTH: PAVEMENT 20 FT.; ROADWAY Variable FT. LENGTH 27,524.8 FT. OR 5.22 MILES

ITEM NO.	APPROXIMATE QUANTITIES	ITEM	UNIT PRICE		TOTAL	
			Dollars	Cents	Dollars	Cents
PAVEMENT						
I-18	817	cu. yds. stabilized crushed aggregate should- ers and approaches, as per plan				
T-30	6,260	gals. bituminous tack coat: Sec. M-5.5, MS-2 or RS-1; or Sec. M-5.2, RC-1 or RC-2, as per Section T-30.02				
T-35	2,584	cu. yds. asphaltic concrete surface course, Type "A" (70-85)				
TOTAL PAVEMENT						
<p>Estimated Cost of Engineering, Superintendence and Contingencies</p> <p>Lump Sum — Premium on Industrial Insurance _____</p> <p>Lump Sum — Maintaining Traffic, Including Lights, Signs, Barricades and Watchmen, Twenty-four Hour Service _____</p>						

Estimated Cost of pavement \$ _____

Estimated Cost of Repairs to Detour \$ _____

Estimated Cost of _____ \$ _____

Estimated Cost of Engineering, Superintendence and Contingencies \$ _____

OHIO DEPARTMENT OF HIGHWAYS, Cr. ACCOUNT RECEIVABLE

-1 7-19-48

INVOICE NO. 3187

Make Check Payable To:
TREASURER OF STATE
DEPARTMENT OF HIGHWAYS

DIVISION NO. C.O.

PLEASE ENCLOSE
ONE COPY OF THIS
INVOICE TO IDENTIFY
YOUR REMITTANCE.

ISSUED BY - OFFICE OF CONTRACT SALES

And Mail To:

OFFICE OF CONTRACT SALES
910 STATE OFFICE BUILDING
COLUMBUS 15, OHIO

AT Columbus, OHIO

ON August 1, 1959

PROJECT DESIGNATION DF-1123 (1)

TO: Kenneth E Poff
~~George B. Howe~~
Clerk-Treasurer
Centerville, Ohio

Dr.. Montgomery - S.R. 48 - 0.00

Warren - S.R. 48 - 22.11

CONTR. NO. _____ E.E. _____

CREDIT _____ FUND, YEAR 19 59

FOLD HERE TO FIT WINDOW ENVELOPE

PROPOSAL OF PARTICIPATION	TYPE OF AGREEMENT	AMOUNT
<p>For the improvement of that portion of State Route No. 48, lying within the corporate limits of the Village of Centerville, more particularly described as follows:</p> <p>From the South Corporation Line of Centerville to a point approximately 1.04 miles north of the South Corporation Line of Centerville, a distance of approximately 1.04 miles.</p> <p>cc: Orig. and 2 cc to Village Div. (8) Engineer Adms. of Contract Sales Acc'ts. Rec. File Invoice File Miss Siniff</p>	Lump Sum	\$400.00
Total Amount Due		\$ 400.00

APPROVED FOR PAYMENT

✓ Ommer Jackson

TE Aug 23, 1958

✓ TITLE Mayor

TE Aug 23-58

TITLE Clerk

Kenneth E. Poff

I hereby certify that the materials or services specified above have been delivered or performed and that payment therefor has not been received.

DEPARTMENT OF HIGHWAYS
BY [Signature]
TITLE ADMINISTRATOR OF CONTRACT SALES

OHIO DEPARTMENT OF HIGHWAYS Cr. ACCOUNT RECEIVABLE

INVOICE NO. 3187

Make Check Payable To:
TREASURER OF STATE
DEPARTMENT OF HIGHWAYS

DIVISION NO. C.O.

PLEASE ENCLOSE
ONE COPY OF THIS
INVOICE TO IDENTIFY
YOUR REMITTANCE.

ISSUED BY - OFFICE OF CONTRACT SALES

And Mail To:
OFFICE OF CONTRACT SALES
910 STATE OFFICE BUILDING
COLUMBUS 15, OHIO

AT Columbus, OHIO

ON August 1, 1959

PROJECT DESIGNATION DF-1123 (1)

TO: George E. Howe Dr..
Clerk-Treasurer
Centerville, Ohio

Montgomery - S.R. 48 - 0.00

Warren - S.R. 48 - 22.11

CONTR. NO. _____ E.E. _____

CREDIT _____ FUND. YEAR 19 59

FOLD HERE TO FIT WINDOW ENVELOPE

PROPOSAL OF PARTICIPATION	TYPE OF AGREEMENT	AMOUNT
<p>For the improvement of that portion of State Route No. 48, lying within the corporate limits of the Village of Centerville, more particularly described as follows:</p> <p>From the South Corporation Line of Centerville to a point approximately 1.04 miles north of the South Corporation Line of Centerville, a distance of approximately 1.04 miles.</p> <p>cc: Orig. and 2 cc to Village Div. (8) Engineer Adms. of Contract Sales Acc'ts. Rec. File Invoice File Miss Siniff</p>	Lump Sum	\$400.00
Total Amount Due		\$ 400.00

APPROVED FOR PAYMENT

Omey Jackson
TE Aug 23, 1959
TITLE MAYOR

Kenneth E. Poff
TE Aug 23, 1959
TITLE CLERK

I hereby certify that the materials or services specified above have been delivered or performed and that payment therefor has not been received.

DEPARTMENT OF HIGHWAYS
BY [Signature]
TITLE ADMINISTRATOR OF CONTRACT SALES

Federal Aid - - - - - \$ DF and LF
State's Share - - - - - \$ X
County's Share - - - - - \$
Municipality's Share - - - - \$ 400.00 Lump Sum

Approved Aug 23, 19 58

Omer Jackson
Presiding Officer, Legislative Authority

Attest: Kenneth E. Boff
Clerk, Legislative Authority

Village of Centerville,
Montgomery County, Ohio

Submitted July 16, 19 58

By E. Mesloh

Approved as to Financing July 16, 19 58

C. H. Makeever, R.W.S.
Deputy Director, Division of
Planning and Programming

Approved July 16, 19 58

Charles M. Noble (Signed)
State Highway Director of Ohio

Charles M. Noble

August 1, 1958

XXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXXXX

G. Dewey Ackerman
Division Engineer
Department of Highways
Box 152
Middletown, Ohio
Attn: L. B. Gamble

Re: Montgomery - S.R. 48 - 0.00
Warren - S.R. 48 - 22.11
(Village of Centerville)
DF-1123 (1)

Attn: L. B. Gamble

Dear Sir:

Herewith please find blueprint plans together with the following suggested legislation for the **Village of Centerville**, relating to the subject project:

- a - 2 copies Approximate Estimate
- b - Certified copy Director's Certificate of Journalization
- *c - 2 copies Fiscal Officer's Certificate
- d - 2 copies Final Resolution ✓
- *e - 2 copies Contract
- f - 1 original and 2 copies Official Highway Invoice

When the legislation has been properly executed, one copy each of items a and d, the duplicate copy of item c, both copies of item e and one copy of item f, should be returned to this office, together with the invoiced amount. Should the sub-division's funds not accompany these items, particular emphasis is placed on the fact that the funds should be mailed directly to this office,

Since it is contemplated to schedule this project for letting September 3, 1958 and since the executed legislation must bear the approval of the Attorney General, prior to advertising for bids, these papers must reach this office not later than August 11, 1958.

cc: R. E. Skults
Village of Centerville
Emmons
File

Yours very truly,

R. A. Booth
Administrator of Contract Sales
Division of Design and Construction

*The Attorney General will not approve the foregoing contract unless the following official seals are properly affixed.

1. Certificate of funds (fiscal officer's seal)
2. Contract - Certificate of Copy (County and/or Corporation seal) - In the event there is no such seal, a letter to that effect from the proper body is required.