

First Reading: July 16, 2009  
Second Reading: dispensed

RESOLUTION 2009 - 92

**A RESOLUTION APPROVING A REVISED PROPOSAL FOR THE MONTGOMERY ROAD SIDEWALK PROJECT, DISPENSING WITH THE SECOND READING AND DECLARING AN EMERGENCY**

**WHEREAS**, the Board of Township Trustees has contracted for the design, permitting, bidding, and construction administration for new sidewalks on Montgomery Road from Galbraith Road to Sturbridge Drive in the Township (the "Montgomery Road Sidewalk Project"); and

**WHEREAS**, the Ohio Department of Transportation has required that the project receive a right-of-way survey; and

**WHEREAS**, the Board wishes to proceed and obtain the right-of-way survey in order to continue with the Montgomery Road Sidewalk Project;

**NOW THEREFORE, BE IT RESOLVED** by the Board of Township Trustees of Sycamore Township, State of Ohio:

**SECTION 1.** The attached revised proposal to the contract with Brandstetter Carroll Inc. is hereby approved and the Township Administrator is hereby authorized and directed to execute the change order on behalf of the Board.

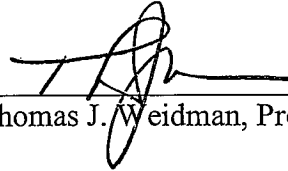
**SECTION 2.** The Board of Township Trustees of Sycamore Township, by at least two-third vote of all of its members, dispenses with the requirement that this Resolution be read on two separate days and authorizes its passage upon one reading.

**SECTION 3.** This Resolution is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, welfare, and safety of the Sycamore Township. The reason for the emergency is to provide for the immediate and continuing improvements to the sidewalks along Montgomery Road.

**VOTE RECORD:**

Mr. Bishop YES      Mr. Kent YES      Mr. Weidman YES

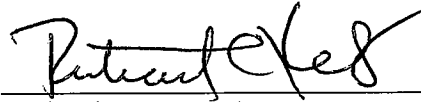
**PASSED** at a meeting of the Board of Township Trustees this 16<sup>th</sup> day of July, 2009.



Thomas J. Weidman, President



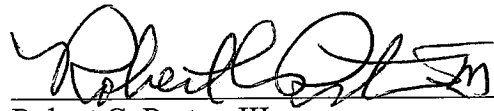
Cliff W. Bishop, Vice President



Richard C. Kent, Trustee

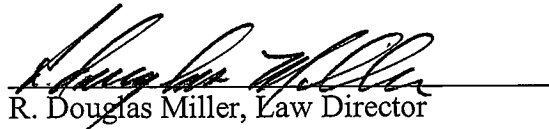
**AUTHENTICATION**

This is to certify that this Resolution was duly passed and filed with the Sycamore Township Fiscal Officer, this 16<sup>th</sup> day of July, 2009.



Robert C. Porter, III  
Sycamore Township Fiscal Officer

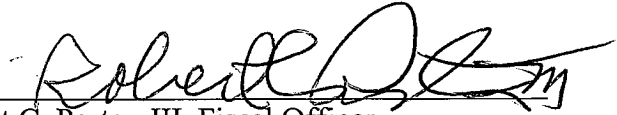
**APPROVED AS TO FORM:**



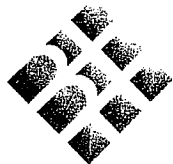
R. Douglas Miller, Law Director

**PROOF OF PUBLICATION**

I hereby certify that I have published this Resolution on July 21, 2009 by posting in the five most public places as established by the Board of Township Trustees such places being the Township Hall, Bob Meyer Park, Bechtold Park, North Sycamore Recreational Facility, and the North Fire Station, Station 93.



Robert C. Porter, III, Fiscal Officer,  
Sycamore Township



Brandstetter Carroll Inc.  
ARCHITECTS ENGINEERS PLANNERS

July 6, 2009

424 EAST 4th STREET, CINCINNATI, OHIO 45202  
513.651.4224 VOICE 513.651.0147 FAX

Rob Molloy, Township Administrator  
Sycamore Township  
8540 Kenwood Rd.  
Cincinnati, OH 45236-2010

RE: Montgomery Road Sidewalk – Phase II  
Right-of-Way Survey  
Sycamore Township, Ohio  
08102

Dear Mr. Molloy:

Per our recent conversations, we are pleased to present this revised proposal to extend the project scope for the above referenced project.

Our original proposal dated October 30, 2008 provided for the design, permitting, bidding, and construction administration for the new sidewalk on Montgomery Road from Galbraith Road to Sturbridge Drive. During the permitting phase, we received a review comment letter from ODOT, District 8, stating that accurate right-of-way limits are required to ensure that temporary easements and relocated signs and utilities are properly located. We contacted ODOT in regards to this matter and explained that the right-of-way shown on the plans were obtained from right-of-way plans received from ODOT. After discussion, ODOT stated that a right-of-way survey would be needed to be more accurate.

The right-of-way survey will include courthouse research, survey (setting iron pins), easement exhibits, and descriptions. There are eight parcels between Galbraith Road and Sturbridge Drive with six property owners.

For these additional services, we are requesting the following fee:

Right-of-Way Survey	\$ 4,000.00
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The following is a fee summary:

Original Proposal	\$ 24,000.00
Additional Service No.1	<u>4,000.00</u>
Revised Contract Amount	\$ 28,000.00

Rob Molloy, Township Administrator  
Sycamore Township

July 6, 2009  
Montgomery Road Sidewalk – Phase II  
Right-of-Way Survey  
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It is our understanding that Sycamore Township will provide easement negotiations and recording of property transfer documents.

Please sign a copy of this letter to serve as our Notice To Proceed and please contact us with questions. We appreciate this opportunity to continue to be of service to Sycamore Township.

Sincerely,  
BRANDSTETTER CARROLL INC.

David J. Lorei, P.E.  
Director of Civil Engineering

BGB:djb  
X:\SycamoreTwp\MontgomeryRd S-W AdditServ PropLET bgb(09Prop)

**PROPOSED BY:**

BRANDSTETTER CARROLL INC.

**Name:** \_\_\_\_\_

*Lawrence W. Brandstetter*

**Title:** \_\_\_\_\_

*President*

**Date:** \_\_\_\_\_

**ACCEPTED BY:**

SYCAMORE TOWNSHIP

**Name:** \_\_\_\_\_

**Title:** \_\_\_\_\_

**Date:** \_\_\_\_\_