

CITY OF OAKWOOD
COUNCIL AGENDA
FEBRUARY 6, 2023

7:30 P.M.

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. ROLL CALL
- IV. MINUTES OF DECEMBER JANUARY 9 REGULAR SESSION & WORK SESSION AND JANUARY 23 WORK SESSION
- V. STATUS REPORTS
 - 2023 State of the City Address, Mayor Duncan
 - Citizen Committee Appointments
- VI. VISITORS
- VII. LEGISLATION
 - A Resolution to approve the ODOT guardrail project on Far Hills, Mr. Stephens
 - A Resolution to approve the ODOT resurfacing project on Far Hills, Mr. Stephens
- VIII. STAFF REPORT – PUBLIC SAFETY DEPARTMENT
- IX. CITY MANAGER’S REPORT
- X. COUNCIL COMMENTS
- XI. ADJOURN

NEXT REGULAR SESSION SCHEDULED FOR MARCH 6, 2023

PRELIMINARY LEGISLATION

Consent

Rev. 6/26/00

By: Mr. Stephens

Resolution #: _____

PID No.: 113767

County/Route/Section: D07 GR Type A

Replacement

The following is a Resolution enacted by the City of Oakwood, Montgomery County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the STATE has determined the need for the described project:

Remove and replace guardrail Type A anchor assemblies on SR 48 10.240 to 10.250, 10.28 to 10.29 & 10.310 to 10.320 in the City of Oakwood.

NOW THEREFORE, be it resolved by the City of Oakwood of Montgomery County, Ohio:

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The State shall assume and bear 100% of all of the costs of the improvement.

The LPA agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

SECTION IV – Utilities and Right-of-Way Statement

The LPA agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that all utility accommodation, relocation and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION V – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI Authority to Sign

The City Manager of said City of Oakwood is hereby empowered on behalf of the City of Oakwood to enter into contracts with the Director of Transportation which is necessary to complete the above described project.

SECTION VII Effective Date

This resolution shall take effect as of the date of its adoption by Council.

Passed: February 6, 2023.

Attested: _____
(Clerk)

WILLIAM D. DUNCAN, MAYOR

**CERTIFICATE OF
COPY STATE OF OHIO**

City of Oakwood of Montgomery County, Ohio

I, Lori Stacel, as Clerk of the City of Oakwood, Montgomery County, Ohio, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the legislative Authority of the said City of Oakwood on the 6th day of February, 2023. That the publication of such Resolution has been made and certified of record according to Law; that no proceedings looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of publication thereof are of record in Resolution Book #14, Page: N/A.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 6th day of February, 2023.

(Clerk)

City of Oakwood of Montgomery County, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described. For the City of Oakwood of Montgomery County, Ohio.

Attested: _____ Date _____

City Manager



For the State of Ohio

Attested: _____ Date _____

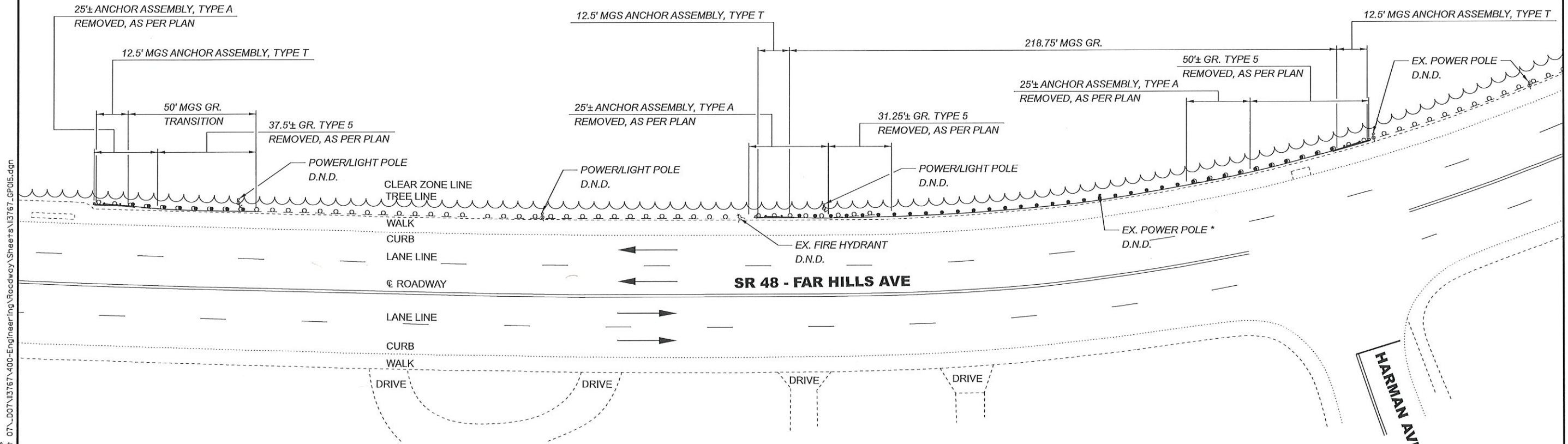
(Director, Ohio Department of Transportation)



RUN #17
MOT-48-10.331

RUN #16
MOT-48-10.304

RUN #15
MOT-48-10.260



SR 48 - FAR HILLS AVE

HARMAN AVENUE

LOC 7

LEGEND AND NOTES

1. D.N.D. - DO NOT DISTURB
2. MEASUREMENTS ARE BASED OFF AERIAL VIEWS AND COULD BE OFF SLIGHTLY
3. THE UNDERGROUND HIGHWAY LIGHTING AND SIGNAL WIRING WILL NEED TO BE LOCATED
- * SPACE GR POSTS TO MISS THE EX. POWER POLE

D07 GR TYPE A REPLACEMENT

MODEL: Sheet PAPER SIZE: 11x17 (in.) DATE: 3/8/2022 TIME: 10:47:56 AM USER: awatkins
pw:\ohlodot-pw.bentley.com\ohlodot-pw-02\Documents\01Active Projects\District 07\07\13767\400-Engineering\Roadway\Sheets\13767_GPO15.dgn

PLAN SHEET - LOCATION 7
MOT-48-10.260 & MOT-48-10.304 & MOT-48-10.331

DESIGN AGENCY



DISTRICT 7
ENGINEERING

DESIGNER

ANW

REVIEWER

XXX MM-DD-YY

PROJECT ID

113767

SHEET TOTAL

P.20 38

PRELIMINARY LEGISLATION

Participatory

Rev. 6/26/00

By: Mr. Stephens

Resolution #: _____

PID No.: 108888

County/Route/Section: MOT SR 48 8.67

The following is a Resolution enacted by the City of Oakwood of Montgomery County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

WHEREAS, the LPA and State have determined the need for the described project:

ODOT proposes to resurface SR 48 in Oakwood, from South corporation limit (SLM 8.67 - East Drive) to North corporation limit (SLM 10.88)

NOW THEREFORE, be it resolved by the City of Oakwood of Montgomery County, Ohio:

SECTION II – Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION III – Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA agrees to participate in the cost of the project. The LPA further agrees to pay 100% of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

The LPA further agrees to pay 100% of the cost to install and/or repair curb ramps at all necessary intersections to ensure compliance with the Americans with Disabilities Act.

SECTION IV – Utilities and Right-of-Way Statement

The LPA agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described Project. The LPA also understands that right-of-way includes eligible utility costs.

The LPA agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that such accommodation, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION V – Maintenance

Upon completion of the Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the Project in accordance with all applicable State and Federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, as necessary, for the maintenance of the Project; (3) maintain the right-of-way, keeping it free of obstructions; and (4) hold said right-of-way inviolate for public highway purposes.

SECTION VI Authority to Sign

The City Manager of said City of Oakwood is hereby empowered on behalf of the City of Oakwood to enter into contracts with ODOT pre-qualified consultants for the preliminary engineering phase of the Project and to enter into contracts with the Director of Transportation which is necessary to complete the above described project.

Upon request of ODOT, the City Manager is also empowered to assign all rights, title, and interests of the City of Oakwood to ODOT arising from any agreement with its consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

The LPA agrees that if Federal Funds are used to pay the cost of any consultant contract, the LPA shall comply with 23 CFR 172 in the selection of its consultant and administration of the consultant contract. Further the LPA agrees to incorporate ODOT’s “Specifications for Consulting Services” as a contract document in all of its consultant contracts. The LPA agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT’s current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant’s performance through ODOT’s Consultant Evaluation System.

SECTION VII Effective Date

This resolution shall take effect as of the date of its adoption by Council.

Adopted this 6th day of February, 2023.

Attested: _____
(Clerk)

WILLIAM D. DUNCAN, MAYOR

**CERTIFICATE OF COPY
STATE OF OHIO**

The City of Oakwood of Montgomery County, Ohio

I, Lori Stacel, as Clerk of the City of Oakwood, Montgomery County, Ohio, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the legislative Authority of the said City of Oakwood on the 6th day of February, 2023. That the publication of such Resolution has been made and certified of record according to Law; that no proceedings looking to a referendum upon such Resolution have been taken; and that such Resolution and certificate of publication thereof are of record in Resolution Book #14, Page: N/A.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 6th day of February, 2023.

(Clerk)
City of Oakwood of Montgomery County, Ohio

The foregoing is accepted as a basis for proceeding with the project herein described. For the City of Oakwood of Montgomery County, Ohio.

Attested: _____ Date _____
City Manager



For the State of Ohio

Attested: _____ Date _____
(Director, Ohio Department of Transportation)