

**RESOLUTION 22 - 20, 2022**  
**COLUMBIA TOWNSHIP, HAMILTON COUNTY, OHIO**

**AUTHORIZING AN AGREEMENT FOR PROFESSIONAL UTILITY LOCATION AND MARKING SERVICES FOR NEIGHBORHOOD ECONOMIC DEVELOPMENT PROGRAM; AUTHORIZING ADMINISTRATOR TO ENTER INTO AGREEMENT WITH THE UNDERGROUND DETECTIVE, DISPENSING WITH THE SECOND READING, AND DECLARING AN EMERGENCY**

**WHEREAS**, the Board of Trustees desires to contract for professional underground utility location and marking services for the new Street Tree Planting Program of the Neighborhood Economic Development (“NED”) Initiative. The Board authorized NED in 2021 to enhance the appearance of neighborhoods and improve housing values through a street tree inventory, assessment, and preservation or replacement, and a decorative street sign installation; and,

**WHEREAS**, the Township, through NED, will address increasing safety and nuisance issues with the Township’s inventory of more than 700 street trees which are caused by aging, damage, disease, and severe cutting by utility companies; and

**WHEREAS**, the Township solicited proposals for utility locations services, and The Underground Detective was the lowest cost of responsive vendors. The company provides comprehensive underground utility location services and additional services not available through the 811 program, and will perform the services for \$15,980 as detailed in the attached proposal; and,

**WHEREAS**, the NED Street Tree Program has a large scope and short timeline, due to the annual limited tree planting season, and it exceeds the capacity of Ohio’s 811 Call Before You Dig member service. Underground utility location and marking are legal requirements before digging, and the Township must supplement 811 utility marking services with contracted services; and

**WHEREAS**, the Board of Trustees, upon majority vote, hereby dispenses with the requirement that this Resolution be read on two separate days, and hereby authorizes the adoption of this Resolution upon its first reading.

**NOW, THEREFORE, BE IT RESOLVED**, the Board of Trustees of Columbia Township, Hamilton County, Ohio, for the benefit and welfare of Columbia Township and its citizens, hereby authorizes the Township Administrator to sign, on behalf of the Township, an agreement between The Underground Detective and Columbia Township for professional underground utility location and marking services as provided in the attached proposal.

**Be it further resolved** that this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall be effective immediately. The reason for the emergency is the immediate need to address increasing public safety and nuisance concerns caused by street trees and to assure the NED street tree replacement project can meet the fall 2022 planting season deadline.

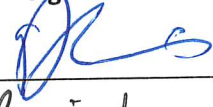
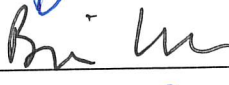

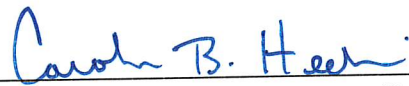
Passed this 10<sup>th</sup> day of May, 2022

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**COLUMBIA TOWNSHIP, HAMILTON COUNTY, OHIO**

Motion to accept Resolution made by: MR. KUBICKI

Seconded by: MS. HUGHES

**VOTE:**

<b>TRUSTEE</b>	<b>Voting</b>	<b>Signature</b>	<b>Date</b>
David Kubicki, President	<u>YES</u>	<u></u>	<u>05-10-2022</u>
Brian Lamar, Vice-President	<u>yes</u>	<u></u>	<u>05-10-2022</u>
Susan Hughes, Trustee	<u>yes</u>	<u></u>	<u>05-10-2022</u>
<b>ATTEST:</b>		<u></u> Caroline Heekin, Fiscal Officer	<u>05-10-2022</u>

Passed this 10<sup>th</sup> day of May, 2022

# Estimate



## Estimate Details

Company Address	9192 Colerain Ave Cincinnati, Ohio 45251 United States	Created Date	4/22/2022
Phone	(888) 747-3799	Quote Number	00005601

## Address Information

Account Name	Natural Solutions Urban Forestry	Account Location	Multiple Street Project Columbia Twnshp
Bill To	Cincinnati, Ohio United States	Job Street	Cambridge Ave & Edith Ave
		Job City	Columbia Township
		Job State	OH
		Job Zip Code	45227

Description

- Locate utilities for tree planting as per map provided using ground-penetrating radar (350, 400 or 450MHz antenna), electromagnetic, and/or sonde locating equipment.
- May not be able to locate sewers depending on size and access. Included equipment can locate sewers up to approximately 8"-10". If larger, a tractor camera may be needed which is NOT included in this price.
- If utilities are non-metallic and tracer wires/tape are not installed, all efforts will be made to locate these items with ground-penetrating radar (GPR) and/or locating sondes, but results cannot be guaranteed.
- GPR is limited by high-conductivity materials such as clay, rocky, and salt contaminated soils. It also needs a fairly open and flat area to conduct the survey. How deep and what utilities, UST's, voids, etc you will see depends on these factors. Sandy and dry soils are ideal.
- All utilities located will be indicated on the ground with marking flags and/or paint as per the national color code.
- A non-survey grade, color coded map will be provided.
- Depths can be given UPON REQUEST, but are NOT guaranteed.
- Customer responsible in calling 811 approximately 48 hours before TUD will arrive.

Expiration Date 5/22/2022

Prepared By	Robert Harris	Contact Name	Jerry Frankenhoff
Email	robh@ugdet.com		

Subtotal	\$15,980.00
Discount	0.00%
Total Price	\$15,980.00
Grand Total	\$15,980.00

## Terms

We appreciate the opportunity! Schedule online at [www.UndergroundDetective.com](http://www.UndergroundDetective.com)

Due to the uncertainty in locating underground utilities, we are unable to give an exact sum of this project. All work to be completed in a substantial workmanlike manner according to specifications submitted, per standard practice. All agreements contingent upon accidents or delays beyond our control. Work may not be done in consecutive days. By signing this proposal the undersigned hereby accepts this proposal and the same is deemed a valid contract. The undersigned further agrees that in the event that the undersigned is deemed in default and this matter is placed with an attorney or collection agency for collection, the undersigned agrees to pay all collection costs, including reasonable attorney and other agency fees.

With the uncertainty in locating underground utility facilities including those which are plastic, non-conductive, or otherwise unable to be located during scanning and/or limitations of technology including water leak detection, the undersigned ("customer") hereby acknowledges and agrees that The Underground Detective of Greater Cincinnati ("UD") shall have no responsibility for Customer's or Customer's designee's excavation of any underground facility, whether marked or unmarked by UD. Customer further acknowledges and agrees that: (1) he or she hereby assumes, without limitation, all risks of loss and liability relating to or arising out of such excavation by Customer or any third party, including, but not limited to any damage to any underground facility; and (b) there have been no affirmations of fact or promise by UD which relate to

# Estimate



services to be provided by UD other than specified in UD's written project proposal delivered in connection with this Disclaimer.

Customer agrees to assume liability for, and does hereby agree to indemnify, release, protect, save, hold harmless and covenant not to sue UD including its member, officers, directors, agents, employees, assigns, successors, and representatives, from and against any and all liabilities, obligations, losses, damages, penalties, causes of action, judgements, liens, claims (including, without limitation, claim involving strict, absolute, or vicarious liability), suits, costs, expenses or proceedings (including, without limitation, legal fees) of any kind or nature whatsoever, which may be imposed on, incurred or asserted against UD, by any other person, in for the location of underground facilities or the related excavation by Customer or any third party. The terms of this Disclaimer shall take precedence over any contradictory, different or additional terms in any written terms relating to this subject matter.

Signature Melissa Taylor

Signature: \_\_\_\_\_

Date: May 11, 2022

Print Name: Mel Taylor, Columbia Township Administrator