

ORDINANCE NO. 2022 – 33

AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO ENTER INTO AN AGREEMENT WITH THE STATE OF OHIO DIRECTOR OF TRANSPORTATION FOR BRIDGE INSPECTION SERVICES, AND DECLARING AN EMERGENCY

WHEREAS, the City of Parma Heights, referred to as the Local Public Agency (LPA) desires to enter into Bridge Inspection Program Services with the Ohio Department of Transportation (State); and,

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

Bridge Inspection Program Services, including, but not limited to routine bridge inspections, element level inspections, critical-findings reports, fracture critical member inspections, load rating calculations and reports, weight limits posting sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans, and underwater dive inspection reports if needed.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Parma Heights, County of Cuyahoga and State of Ohio:

Section 1. Consent Statement. Being in the public interest, the LPA gives consent to the Director of Transportation to complete the Bridge Inspection Program Services, including, but not limited to bridge load rating calculations, scour assessments, bridge inspections, and fracture critical plan development.

Section 2. Cooperation Statement. The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

- a. The State shall assume and bear 100% of all of the cost for Bridge Inspection Program Services requested by the City and agreed to by the State. Eligible Bridge Inspection Services are described in the Consultant’s Scope of Services Task Order Contract, as set forth in Exhibit “A”, which is attached.
- b. The LPA agrees to pay 100% of the cost of those features which are not included in Exhibit “A”. Those features may include but not limited to the purchasing and erecting the recommended weight limits postings signs, the implementation of critical findings reports such as partial or total bridge closures, the implementation of the scour plan of actions. When recommendations affect public safety, ODOT expects full implementation by the LPA. Starting in October 2019, FHWA requires

installing weight limits posting signs within 30 days from the official date of the approved recommendations.

c. Timely implementation is essential to the success of this program.

Section 3. Utilities and Right-of-Way Statement. The LPA agrees that all right-of-way required for the described project will be made available in accordance with current State and Federal regulations.

Section 4. Authority to Sign. The Administration is authorized to enter into contracts with the Director of Transportation which are necessary to complete the above-described project.

Section 5: Certified Copy. The Clerk of Council is directed to submit a certified copy of this Ordinance to the Ohio Department of Transportation including Exhibit "B", which is attached.

Section 6. Open Meetings. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of the Council and of any of its Committees comprised of a majority of the members of the Council that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 7. Emergency Clause. This Ordinance is declared to be an emergency measure necessary for the public peace, health and safety of the Municipality and for the further reason it is necessary to expedite the highway project and to promote highway safety; wherefore, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

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| PASSED: | <u>9-12-22</u> | <u>Thomas Rounds</u> | |
| | | PRESIDENT OF COUNCIL | |
| ATTEST: | <u>Soubaya S. Allen</u> | <u>9-12-22</u> | |
| | CLERK OF COUNCIL | APPROVED | |
| FILED WITH | | <u>Marie S. Gallo</u> | |
| THE MAYOR: | <u>9-12-22</u> | MAYOR MARIE S. GALLO | |