RESOLUTION NO. 2016-97

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT GIVING CONSENT TO THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION FOR PARTICIPATION IN THEIR BRIDGE INSPECTION PROGRAM SERVICES FOR THE YEARS 2017, 2018 AND 2019; PID 102554; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Kent has determined the need for the described project:

Bridge Inspection Program Services, including, but not limited to bridge load rating calculations, scour assessments, bridge inspections; and fracture critical plan development; and

WHEREAS, the City of Kent, hereinafter referred to as the Legislative Authority/Local Public Agency (LPA), wishes to give consent to the Director of Transportation for participation in their Bridge Inspection Program Services; and

WHEREAS, 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 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 (Exhibit “A”); and

WHEREAS, the LPA agrees to pay 100% of the cost of those features which are not included in Exhibit A; and

WHEREAS, 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; and

WHEREAS, time is of the essence, requiring passage of this Resolution on an emergency basis.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Kent, Portage County, Ohio, at least three-fourths (3/4) of all members elected thereto concurring:

SECTION 1. That Council does hereby authorize the City Manager, or his designee, to enter into an agreement giving consent to the State of Ohio Department of Transportation for participation in their Bridge Inspection Program services for the years 2017, 2018 and 2019, PID No. 102554; said consent attached hereto as Exhibit "A".

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council, and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. That this resolution is hereby declared to be an emergency measure necessary to expedite the highway project and to promote highway safety for the residents of this City, for which reason and other reasons manifest to this Council this resolution is hereby declared to be an emergency measure and shall take effect and be in force immediately after passage.

PASSED: October 19, 2016

Date

Jerry T. Fiala
Mayor and President of Council

EFFECTIVE: October 19, 2016

Date

ATTEST: Tara Grimm, CMC
Clerk of Council


(SEAL)

TARA GRIMM, CMC
CLERK OF COUNCIL
PRELIMINARY LEGISLATION

Consent

Rev. 6/26/00

Ordinance/Resolution #: __________
P ID No. : 102554

County/Route/Section : __________

The following is a/an __________ enacted by the __________ of __________

(Ordinance/Resolution) (Local Public Agency)

County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I – Project Description

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

Bridge Inspection Program Services, including, but not limited to bridge load rating calculations, scour assessments, bridge inspections, and fracture critical plan development.

NOW THEREFORE, be it ordained by the __________ of __________ County, Ohio.

(LPA)

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 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 (Exhibit A).

The LPA agrees to pay 100% of the cost of those features which are not included in Exhibit A.
SECTION IV – 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 V Authority to Sign

I, ___________________________ of said ___________________________ is hereby empowered on behalf of the
 (Contractual Agent) (LPA)
 ___________________________ to enter into contracts with the Director of Transportation which is necessary to
 (LPA)
 complete the above described project.

Passed: ___________________________, 2 ______.  
(Date)

Attested: ___________________________  
(Clerk)  

Attested: ___________________________  
(Contractual Agent of LPA – title)  

The ___________________________ is hereby declared to be an emergency measure to expedite the highway project and
 (Ordinance/Resolution)  
to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately
 upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed
 by law.
CERTIFICATE OF COPY
STATE OF OHIO

(Ordinance/Resolution)

I, _______________________, as Clerk of the ______________________

(Ordinance/Resolution)
of _____________ County, Ohio, do hereby certify that the foregoing is a true and correct copy of

(Ordinance/Resolution)

adopted by the legislative Authority of the said

(Ordinance/Resolution)
on the _____________ day of _____________, 2 __________._

(Ordinance/Resolution)

That the publication of such _____________ has been made and certified of record according to

(Ordinance/Resolution)

Law; that no proceedings looking to a referendum upon such _____________ have been taken;

(Ordinance/Resolution)

and that such _____________ and certificate of publication thereof are of record in _____________,

(Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,

this _____________ day of _____________, 2 __________._

(Clerk)

(Ordinance/Resolution)

____________________ of _____________ County, Ohio

(CITY SEAL)

(Ordinance/Resolution)

The foregoing is accepted as a basis for proceeding with the project herein described.

For the __________________ of _____________ County, Ohio.

(Ordinance/Resolution)

Attested: __________________                    Date __________________

(Contractual Agent)

For the State of Ohio

Attested: __________________                    Date __________________

(Director, Ohio Department of Transportation)