

City of Willoughby Hills

ORDINANCE NO. 2019-61

AN ORDINANCE DECLARING THE INTENTION OF THE CITY TO PARTICIPATE IN THE BRIDGE INSPECTION PROGRAM SERVICES BEING IMPLEMENTED BY THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) AND DECLARING AN EMERGENCY.

WHEREAS, routine inspections of the Pleasant Valley Bridge were previously performed by the Lake County Engineer's Office on behalf of the City; and

WHEREAS, on July 27, 2017, Council adopted Ordinance No. 2017-41 determining it to be in the best interests of the health, safety and welfare of the citizens of Willoughby Hills to grant consent to the Director of Ohio Department of Transportation to complete the bridge inspection; and

WHEREAS, the current municipal bridge inspection program conducted by the Ohio Department of Transportation will end on December 31, 2019; and

WHEREAS, Council finds it to be in the best interest of the City to continue to participate in the Bridge Inspection Program services provided by the Ohio Department of Transportation.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, LAKE COUNTY, STATE OF OHIO THAT:

SECTION 1. Council hereby authorizes and directs the Mayor to execute the **Preliminary Legislation-Consent/Certificate of Copy**", consisting of three (3) pages, attached hereto as part of the "Exhibit A" establishing an agreement with the Ohio Department of Transportation to perform Bridge Inspection Program Services, including, but limited to routine inspections, element level inspections, critical-findings reports, fracture critical member inspections, load rating calculations and reports, weight limits positing sign recommendations, scour assessments, scour plan of actions, development of fracture critical plans, and underwater dive inspection reports if needed.

SECTION 2. The City of Willoughby Hills 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 **General Engineering Services/Central Office, Office of Structural Engineering Scope of Services** attached hereto and incorporated herein as part of the "Exhibit A" consisting of seven (7) pages.*

The City agrees to pay 100% of the cost of those features which are not included in the "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 City. Starting in October 2019, FHWA requires installing weight limits posting signs within 30 days from the official date of the approved recommendations. Timely implementation is essential to the success of this program.

SECTION 3. The City 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. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 5. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of a municipal department and further reason to comply with the Ohio Department of Transportation's request that the legislation be enacted as soon as possible to continue with the Bridge Inspection Program Services provided by the Ohio Department of Transportation with said current program ending on December 31, 2019; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: July 25, 2019

Submitted to the Mayor for his approval
on this 25 day of July, 2019

ATTEST:

Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council

Nancy E. Fellows
Nancy E. Fellows
President of Council

Approved by the Mayor

July 25, 2019

Robert M. Weger
Robert M. Weger
Mayor