

LEGISLATION CONSENT

Ordinance #: 2022-131

ODOT Project Title: Municipal Bridge Inspection Program

The following is an Ordinance enacted by the City Council of Kent, Portage, 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 routine inspections, element level inspections, critical findings report, 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 Kent, Portage 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 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. 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 municipality As of 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 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 - Project Duration and Consent Applicability

The Project is based on the available funds provided by ODOT aimed at assisting the LPA in reaching compliance with State and Federal laws and policies for bridge inspection. The Project specifics

(program duration, PID number, and consultant scope of services (Exhibit A) shall be provided to the designated LPA Contractual Agent via email sent by ODOT Office of Structural Engineering (OSE).

ODOT will seek additional funds to renew the project in future years. If such funds are allocated, ODOT will send an email with the Project specifics to the designated LPA Contractual Agent seeking approval for the new Project. ODOT will not proceed with any Project that does not have written authorization via email from the designated LPA Contractual Agent.

SECTION VI – Authorization of Project

James Bowling, City Engineer of the City of Kent, Portage County, Ohio is hereby empowered on behalf of the City of Kent, Portage County, Ohio to provide written authorization via email to the Director of Transportation to complete the above-described project and any renewals.

Passed: December 21, 2022
(Date)

Attested: Amy Wilkens
(Clerk)

[Signature]
(Contractual Agent of LPA – title)

Attested: Clerk of Council
(Title)

[Signature]
(President of Council)

This Ordinance is hereby declared to be an emergency measure to expedite the highway project and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and removal, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

**CERTIFICATE OF COPY
STATE OF OHIO**

City of Kent, Portage County, Ohio

I, Amy Wilkens, as Clerk of the City Council, City of Kent, Portage County, Ohio, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the legislative Authority of the said Council of the City of Kent, Portage County, Ohio on the 21 day of December, 2022. That the publication of such Ordinance has been made and certified of record according to Law; that no proceedings looking to a referendum upon such Ordinance have been taken; and that such Ordinance and certificate of publication thereof are of record in the Clerk's Office and recorded as Ordinance No. 2022-131.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable, this 21 day of December 2022.

Amy Weker
(Clerk)

(CITY SEAL)

City Council, City of Kent, Portage County, Ohio

(If the LPA is designated as a City then the "City Seal" is required. If no Seal, then a letter stating "No Seal" is required to accompany the executed legislation).

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

Attested: _____ Date _____
(Contractual Agent)

For the State of Ohio

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