

**CITY OF STRUTHERS**

*Resolution*

**NO. 22-055**

***A RESOLUTION FOR THE CITY OF STRUTHERS (LPA) TO COOPERATE WITH THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) AND FOR ODOT TO PROVIDE BRIDGE INSPECTION PROGRAM SERVICES FOR THE CITY'S DESIGNATED BRIDGES AND REPEALING ORDINANCE NO. 22-053 AND ANY ORDINANCE INCONSISTENT HERewith AND DECLARING AN EMERGENCY.***

**WHEREAS**, The City of Struthers has determined the need for the described project:

Bridge Inspection Program Services, including, but not limited to routine 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; and,

**WHEREAS**, the City of Struthers requests the Bridge Inspection Program Services to be completed by ODOT on the following City bridges:

- a. MAH WETMR 01430, Structural File Number 5000000 (Wetmore Avenue Bridge).

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Struthers, Ohio,  $\frac{3}{4}$ 's of all members elected thereto concurring:

**SECTION 1:** Being in the public interest, the City of Struthers gives consent to the Director of Transportation to complete the above describe bridge inspections.

**SECTION 2:** That the City of Struthers shall cooperate with the Director of Transportation in the above described bridge inspections 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 (Exhibit A to this resolution).
- b. The City of Struthers 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 recommendation affects 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.
- c. The City of Struthers agrees that all right-of-way required for the described project will be made available in accordance with current State and Federal regulations.

**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.

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**SECTION 4: 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 5:** That Ordinance No. 22-053 and any ordinance inconsistent herewith are hereby repealed.

**SECTION 6:** That this Resolution is hereby declared to be an emergency measure necessary for the preservation of public peace and the health and safety of the inhabitants of the City of Struthers, Ohio. Said emergency exists to expedite the project and to promote bridge and highway safety. This resolution 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.

PASSED IN COUNCIL THIS 26<sup>th</sup> DAY OF October, 2022.

Megan R. Shorthouse  
CLERK OF COUNCIL

Michael S. Patrick  
PRESIDENT OF COUNCIL

FILED WITH THE MAYOR THIS 26<sup>th</sup> DAY OF October, 2022.

Megan R. Shorthouse  
CLERK OF COUNCIL

APPROVED BY THE MAYOR THIS 26<sup>th</sup> DAY OF October, 2022.

Catherine Cercone Miller  
MAYOR

PUBLISHED IN THE HOMETOWN JOURNAL

DATE: 11/03/2022-11/10/2022

Megan R. Shorthouse  
CLERK OF COUNCIL

# LEGISLATION CONSENT

Rev. 8/5/2022

Ordinance/Resolution #: 22-055

ODOT Project Title: Municipal Bridge Inspection Program

The following is a/an Resolution enacted by the City of Struthers of Mahoning  
(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 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 City of Struthers of Mahoning 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

Robert F. Benson, SSD of City of Struthers is hereby empowered on behalf of the  
(Contractual Agent – Designated Position) (LPA)  
City of Struthers to provide written authorization via email to the Director of Transportation to  
(LPA)  
complete the above-described project and any renewals.

Passed: October 26, 2022 .  
(Date)

Attested: Megan R. Shorthouse  
(Clerk)

Robert F. Benson, SSD  
(Contractual Agent of LPA – title)

Attested: Megan R. Shorthouse  
(Title)

Michael S. Patrick  
(President of Council)

The Resolution 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**

City of Struthers of Mahoning County, Ohio  
(LPA)

I, Megan R. Shorthouse, as Clerk of the City of Struthers  
(LPA)  
of Mahoning County, Ohio, do hereby certify that the foregoing is a true and correct copy of  
Resolution No. 22-055 adopted by the legislative Authority of the said  
(Ordinance/Resolution)  
City of Struthers on the 26<sup>th</sup> day of October, 2022.  
(LPA)

That the publication of such Resolution has been made and certified of record according to  
(Ordinance/Resolution)  
Law; that no proceedings looking to a referendum upon such Resolution have been taken;  
(Ordinance/Resolution)  
and that such Resolution and certificate of publication thereof are of record in Resolution,  
Page 22-055.  
(Record No.) (Ordinance/Resolution)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,  
this 26<sup>th</sup> day of October 2022.

Megan R. Shorthouse  
(Clerk)

(CITY SEAL)

City of Struthers of Mahoning County, Ohio  
(LPA)

(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 Struthers of Mahoning County, Ohio.  
(LPA)

Attested: Megan R. Shorthouse

Robert F. Benson, SSD Date October 31, 2022  
(Contractual Agent)



For the State of Ohio

Attested: \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_  
(Director, Ohio Department of Transportation)