

# City of Niles, Ohio

SPONSORED BY: COUNCIL AS A WHOLE  
AUTHORIZED BY: ALL MEMBERS OF COUNCIL

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DRAFT NO. 01-19

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE SALE BY INTERNET AUCTION OF CERTAIN OBSOLETE ITEMS NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY; AND, DECLARING AN EMERGENCY

WHEREAS, the City throughout the year will determine it is in possession of personal property that has become obsolete, unneeded, and/or unfit for use by the City; and

WHEREAS, the City has chosen GovDeals, 5907 Carmicheal Place, Montgomery, Alabama, as the vendor to implement an internet auction, to dispose of unneeded, obsolete and/or unfit personal property.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That pursuant to Ohio Revised Code Section 721.15, the City is authorized to sell or dispose of property that is unneeded, obsolete, or unfit for municipal purposes by internet auction.

SECTION 2: That the Safety Director and Service Director are hereby authorized to retain the services of GovDeals to effectuate the sale of such obsolete property by internet auction through an appropriate user agreement between the City and GovDeals, and is further authorized and directed to execute all documents and perform all acts required to complete the sale of such obsolete and unneeded property by public internet auction.

SECTION 3: That the public internet auction will be conducted through GovDeals in accordance with its rules, regulations and procedures, and in compliance with Ohio law, including listing of the obsolete and unneeded property for sale by auction to the public on the internet. That as required by law, the property will be listed for ten (10) days, including Saturdays, Sundays and legal holidays.

SECTION 4: 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 any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 5: That the Clerk of Council shall cause this resolution to be published twice in a newspaper of general circulation as required by R.C. 721.15.

SECTION 6: That this Resolution is hereby declared to be an emergency measure in the interests of the public health, safety and welfare for the reason that the immediate sale of obsolete municipal property is necessary in order to assist in

purchasing replacement parts for other police vehicles. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Received by the Mayor of the City of Niles this \_\_\_\_ day of \_\_\_\_\_, 2019,  
and approved by me as such Mayor this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

# City of Niles

SPONSORED BY: SAFETY COMMITTEE  
AUTHORIZED BY: MARCHESE

DRAFT NO. 02-19

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE PURCHASE OF NEW POLICE CRUISERS THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM FOR THE 2019 CALENDAR YEAR; AND, DECLARING AN EMERGENCY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Council hereby authorizes the purchase of new police cruisers through the State of Ohio Cooperative Purchasing Program for the 2019 calendar year, when funds are available in the appropriate account.

SECTION 2: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, safety and welfare, for the reason that new police cruisers can be purchased at the earliest possible date. As such an emergency measure, this Ordinance shall take effect upon passage by Council and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_ day of \_\_\_\_\_, 2019 and signed by me as such Mayor this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: COUNCIL AS A WHOLE  
AUTHORIZED BY: ALL MEMBERS OF COUNCIL

DRAFT NO. 03-19

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE SALE BY INTERNET AUCTION OF CERTAIN OBSOLETE VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY; AND, DECLARING AN EMERGENCY

WHEREAS, the Niles Police Department is in possession of vehicles that are no longer suitable for and not needed for any purpose by the City; and

WHEREAS, the City has chosen GovDeals as the vendor to implement an internet auction to dispose of the vehicles.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That this Council finds that the Police Department is in possession of certain vehicles, which are obsolete, surplus, have little monetary value, and are no longer needed for any municipal purpose. Council further finds that it will be in the best interest of the City that such property be sold by public internet auction through GovDeals.

SECTION 2: That pursuant to Ohio Revised Code Section 721.15, the City is authorized to sell or dispose of such property by internet auction.

SECTION 3: That the net proceeds of the auction contemplated by this Resolution shall be deposited into the Police Department's Equipment Purchase Account; Account No. 236-3636-563000.

SECTION 4: 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 any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 5: That this Resolution is hereby declared to be an emergency measure in the interests of the public health, safety and welfare for the reason that the immediate sale of such obsolete and unneeded municipal property is necessary in order to assist in purchasing replacement parts for other police vehicles. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Received by the Mayor of the City of Niles this \_\_\_\_ day of \_\_\_\_\_, 2019  
and approved by me as such Mayor this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

# City of Niles

SPONSORED BY: FINANCE COMMITTEE  
AUTHORIZED BY: SMITH

DRAFT NO. 04-19

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING ORDINANCE 41-18, THE PURCHASING POLICY  
FOR THE CITY; AND, DECLARING AN EMERGENCY

WHEREAS, the Council approved the amended purchasing policy in December,  
2018.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF  
OHIO:

SECTION 1: That Council hereby approves the amended Purchasing Policy, a copy of  
which is attached hereto.

SECTION 2: This Ordinance is hereby declared to be an emergency measure in the  
interests of the public health, safety and welfare, for the reason that it is imperative that a  
Purchasing Policy be established as soon as possible to give proper guidance to City  
officials and employees regarding purchasing issues at the earliest possible time. As such  
an emergency measure, this ordinance shall take effect upon passage by Council and  
approval by the Mayor.

Passed: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_

Clerk of Council

Received by the Mayor of the City of Niles this \_\_\_\_\_ day of \_\_\_\_\_, 2019,  
and approved by me as such Mayor this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Mayor

# City of Niles, Ohio

SPONSORED BY: FINANCE and SAFETY COMMITTEES  
AUTHORIZED BY: SMITH and MARCHESE

DRAFT NO. 05-19

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING ORDINANCE NO. 34-18, KNOWN AS THE AUTHORIZED STRENGTH ORDINANCE, AND DECLARING AN EMERGENCY

WHEREAS, the authorized strength ordinance was previously amended to reflect the authorized strength for 2019; and

WHEREAS, the Judge of the Niles Municipal Court has requested the addition of a security officer at the Court; and

WHEREAS, the authorized strength ordinance of the City of Niles must be amended to reflect the said position;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION ONE: Council hereby authorizes the First Amendment of the 2019 authorized strength positions and compensations sources as attached hereto.

SECTION TWO: This Ordinance repeals all previously existing authorized strength ordinances and any other ordinances regarding compensation sources or pay rates in conflict with this Ordinance.

SECTION FOUR: This Ordinance is hereby declared to be an emergency measure in the interests of the public health, safety and welfare for the reason that it is necessary to reflect the change of assignments of employees. As such an emergency measure this Ordinance shall take effect upon passage by Council and approval by the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_ day of \_\_\_\_\_, 2019 and signed by me as such Mayor on the \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

<b>DEPARTMENT</b>	<b>NOT TO EXCEED</b>	<b>POSITION</b>	<b>Annual/ Hourly</b>	<b>COMPENSATION</b>
<b>COUNCIL</b>	1	Clerk (GF 54%; Water 19%; Light 14%; Sewer 13%)	Annually	\$4,200.00
<b>MAYOR</b>	1	Executive Secretary (GF 54%; Water 19%; Light 14%; Sewer 13%)	Annually	\$37,080.00
	1	IT Specialist (1/3lt,1/3wt,1/3sw)	Annually	\$68,000.00
	1	Director of Public Service (GF 20%; Water 12%; Light 47%; Sewer 21%)	Annually	\$51,048.00
<b>COURT</b>	1	Director of Public Safety (part-time)	Annually	\$17,388.00
	1	Chief Clerk (3/5 City, 2/5 County)	Annually	\$47,400.00
	1	Comp/Stenographer (Court 75%, Computer 25%)	Annually	\$38,496.00
	1	Deputy Clerk (6 Mo. Pro./6 Mo. Court)	Annually	\$34,356.00
	2	Deputy Clerks	Annually	\$34,356.00
	2	Deputy Clerks	Annually	\$33,372.00
	1	Floating Deputy Clerk (Court 66.7%, Probation 33.3%)	Annually	\$33,372.00
	1	Bailiff/Probation Officer (\$24,064.00 Bailiff 3/5Cty, 2/5Cnty)(\$12,032.00 Probation)	Annually	\$36,096.00
	1	Probation Officer	Annually	\$35,964.00
	2	<b>Security Officer Part-time (aggregate hours not to exceed 35 hours)</b>	<b>Hourly</b>	<b>\$14.00</b>
<b>AUDITOR</b>	1	Deputy Auditor (GF 48%; Water 10%; Light 31%; Sewer 11%)	Annually	\$47,952.00
	1	Human Resources (GF 37%; Water 17%; Light 28%; Sewer 18%)	Annually	\$40,000.00 to \$50,000.00
	1	Accountant (GF 26%; Water 13%; Light 48%; Sewer 13%)	Hourly	\$19.23
	1	Payroll Clerk (GF 67; Water 7%; Light 17%; Sewer 9%)	Hourly	\$18.60
	1	Auditor Clerk (GF 53%; Water 11%; Light 27%; Sewer 9%)	Hourly	\$16.81
<b>LAW</b>	1	City Prosecutor (100% gen)	Annually	\$22,368.00
	1	Legal Assistant (GF 54%; Water 19%; Light 14%; Sewer 13%)	Annually	\$38,480.00
<b>BILLING (LIGHT)</b>	1	Billing Manager (1/3 wt; 1/3 lt; 1/3 sw)	Annually	\$47,318.16
	1	Assistant Billing Mgr(1/3wt;1/3 lt; 1/3 sw)	Hourly	\$18.23
	2	Billing Clerks (1/3wt;1/3 lt; 1/3 sw)	Hourly	\$16.49
	5	Meter Readers (1/3wt;1/3 lt; 1/3 sw)	Hourly	\$17.49
	1	Cashier (1/3wt;1/3 lt; 1/3 sw)	Hourly	\$16.13
	1	Delinquent Clerk (1/3wt;1/3 lt; 1/3 sw)	Hourly	\$16.81
	1	Application Clerk (1/3wt;1/3 lt; 1/3 sw)	Hourly	\$16.81
<b>LIGHT</b>	1	Floating Clerk (1/3wt;1/3 lt; 1/3 sw)	Hourly	\$16.13
	1	Superintendent	Annually	\$63,720.00
	1	Assistant Superintendent (1½ on OT hrs)	Annually	\$63,156.00
	1	Foreman (1½ on OT hrs)	Annually	\$52,836.36
	1	Asst. Foreman (1½ on OT hrs)	Annually	\$51,732.00
	1	Electrical Equip Tech	Hourly	\$24.27
	1	Asst. Equip Tech	Hourly	\$22.96
	4	Group Linemen	Hourly	\$22.80
	7	Linemen	Hourly	\$22.06
	5	Apprentice Linemen	Hourly	\$16.14



	1	Groundman	Hourly	\$16.81
		Intermediate Lineman (when no vacancy occurs)	Hourly	\$21.43
	1	Special Equip Operator E3	Hourly	\$17.76
	1	Storekeeper	Hourly	\$18.91
	1	Customer Service	Hourly	\$22.06
	1	Head Mechanic (Water 16.7%; Light 16.7%; Sewer 16.7%; Street 16.6%; Police 16.7%; Fire 16.6%)	Hourly	\$19.44
	1	Asst. Mechanic (Water 16.7%; Light 16.7%; Sewer 16.7%; Street 16.6%; Police 16.7%; Fire 16.6%)	Hourly	\$17.76
	2	Laborers Class A	Hourly	\$17.49
	1	Laborers Class C	Hourly	\$16.49
	1	Maintenance Grounds Keeper	Hourly	\$16.81
	1	Custodian	Hourly	\$16.13
	1	Special Equip Operator	Hourly	\$18.91
	1	Light Secretary	Hourly	\$16.81
	3	Casual Laborers (not to ex28 hrs/week)	Hourly	\$11.50
	1	Tree Trimmer	Hourly	\$19.91
	1	Tree Leader	Hourly	\$21.43
	1	Tree Trimmer Apprentice	Hourly	\$16.09
	1	Laborer Tree	Hourly	\$14.34
	1	Assistant Water Superintendent/Project Manager/Public Utilities Infrastructure Coordinator (1/3 wt; 1/3 lt; 1/3 sw)	Annually	\$55,000.00 to \$70,000.00
	1	Customer Service	Hourly	\$18.60
	2	Special Equip Operator	Hourly	\$18.91
	3	Laborers Class A	Hourly	\$17.49
	4	Laborers Class C	Hourly	\$14.34
	1	Superintendent w/ EPA Class IV (Water 50%; Sewer 50%)	Annually	\$82,000.00
	1	Secretary (Water 50%; Sewer 50%)	Hourly	\$16.81
	1	Inspector/Laborer (Water 50%; Sewer 50%)	Hourly	\$18.23
	5	Plant Operators (no license)	Hourly	\$17.49
		Plant Operator (1 license)	Hourly	\$19.23
		Plant Operator (2 license)	Hourly	\$19.59
		Plant Operator (3 license)	Hourly	\$19.91
	1	Lab Technician	Hourly	\$21.80
	1	Foreman (1 1/2 on OT hrs)	Annually	\$46,224.00
	1	Special Equip Operator	Hourly	\$18.91
	2	Class A Laborers	Hourly	\$17.49
	3	Laborers -Sewer Maintenance	Hourly	\$14.34
	1	Laborers -Plant Class B	Hourly	\$14.83
	1	Sewer Plant Maintenance Utility	Hourly	\$19.44
	1	Working Group Leader	Hourly	\$19.23
	1	Special Equip Op	Hourly	\$18.91
	1	Class A Laborer	Hourly	\$17.49
	1	Casual Laborers (not to exceed 28 hours per week) (8 months Cemetery/ 4 months Light)	Hourly	\$11.50
	1	Director	Annually	\$55,860.00
	1	Chief Maintenance Man	Hourly	\$18.60
	1	Working Crew Leader	Hourly	\$18.23
	1	Secretary (Park 1/3; Cemetery 1/3; B&Z 1/3)	Hourly	\$16.81
	2	Casual Laborer (not exceed 28 hours per week)	Hourly	\$11.50
	1	Chief	Annually	5% ABOVE CPT

<b>POLICE</b>					YOS
	5	Captains		Annually	*PER CBA
	4	Lieutenants		Annually	*PER CBA
	21	Patrol Officers		Annually	*PER CBA
	4	COPS Officers (or alternative)		Annually	*PER CBA
<b>FIRE</b>	1	Chief		Annually	5% ABOVE CPT YOS
	3	Captains		Annually	*PER CBA
	6	Lieutenants		Annually	*PER CBA
<i>40-16 +3 for 2 yrs FEMA Grant</i>	24	Firefighters		Annually	*PER CBA
<b>CIVIL SERVICE</b>	3	Commissioners		Annually	\$1,356.00
	1	Clerk		Annually	\$4,380.00
<b>TREASURER</b>	1	Chief Clerk (GF 26%; Water 13%; Light 48%; Sewer 13%)		Hourly	\$17.10
	1	Clerk (GF 26%; Water 13%; Light 48%; Sewer 13%)		Hourly	\$16.81
<b>SAFETY SERVICE</b>	1	Maintenance/Ground Keeper		Hourly	\$16.49
	4	Dispatchers (GF 60%; Water 9%; Light 30%; Sewer 1%)		Hourly	\$18.43
	1	Records Clerk		Hourly	\$16.81
	6	Dispatchers Part-time (GF 60%; Water 9%; Light 30%; Sewer 1%) (first 100 hrs of training \$9.50, after training \$11.50; not to exceed 28 hrs per week)		Hourly	\$11.50
	1	Police Dept. Secretary (part-time)		Hourly	\$11.50
<b>BUILDING/ ZONING</b>	1	Building Inspector		Annually	\$46,968.00
	1	Secretary		Hourly	\$16.81
	1	Housing & Zoning Officer		Annually	\$41,672.76
	1	Housing Inspector (Part Time)		Annually	\$17,472.00
<b>STREET</b>	1	Superintendent (1½ on OT hrs)		Annually	\$46,260.00
	1	Operator Truck Driver Work Leader		Hourly	\$19.23
	6	Operator Truck Driver		Hourly	\$18.60

# City of Niles

SPONSORED BY: FINANCE COMMITTEE  
AUTHORIZED BY: SMITH

DRAFT NO. 06-19

ORDINANCE NO. \_\_\_\_\_

## AN ORDINANCE AMENDING ORDINANCE NO. 12-14 ADOPTING A CAPITAL ASSET POLICY AND PROCEDURES MANUAL; AND DECLARING AN EMERGENCY

WHEREAS, the Council previously approved the Capital Asset Policy in May, 2014;

WHEREAS, the updated capital asset tracking system will enable the City to prepare financial statements according to the generally accepted accounting principles and prepare additional schedules for the inclusion in the Comprehensive Annual Financial Report.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That Council hereby approves the amended Capital Asset Policy and Procedures Manual, a copy of which is attached hereto.

SECTION 2: This Ordinance is hereby declared to be an emergency measure in the interest of the public health, safety and welfare, for the reason that it is necessary to promptly amend / implement capital asset reporting procedures to comply with the Governmental Accounting Standards Board. As such an emergency, this legislation shall become effective at the earliest date allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2019, and signed by me as such Mayor on this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: FINANCE COMMITTEE  
AUTHORIZED BY: SMITH

DRAFT NO. 07-19

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE UNAPPROPRIATED CAPITAL PROJECTS FUND TO THE CAPITAL PROJECTS GRANT ACCOUNT AND AN APPROPRIATION OF FUNDS FROM THE UNAPPROPRIATED WATER FUND TO THE WATER GRANTS ACCOUNT FOR THE MORNINGSIDE, EMMET & CASSANDRA WATERLINE PROJECT; AND DECLARING AN EMERGENCY

WHEREAS, The Niles City Council desires to undertake a repair project within the City of Niles; and

WHEREAS, funds are needed to complete the waterline project.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: Council hereby authorizes the appropriation of Two Hundred Thousand Eight Hundred Fifty Two and 60/100 dollars (\$200,852.60) from the Unappropriated Capital Projects Fund to the Capital Projects Grant Account, Account No. 401-4646-56560 for the Morningside, Emmet & Cassandra waterline project.

SECTION 2: Council hereby authorizes the appropriation of Ninety Eight Thousand Nine Hundred Twenty Seven and 40/100 dollars (\$98,927.40) from the Unappropriated Water Fund to the Water Grants Account, Account No. 501-5151-56560 the Morningside, Emmet & Cassandra waterline project.

SECTION 3: This Resolution is hereby declared to be an emergency measure in the interest of the public health, safety and welfare and for the reason that the funds are needed in the recipient account at the earliest possible date to provide funds for the Morningside, Emmet & Cassandra waterline project. As such an emergency measure, this Resolution shall take effect upon passage by Council and approval by the Mayor.

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

CLERK OF COUNCIL

\_\_\_\_\_  
PRESIDENT OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_ day of \_\_\_\_\_, 2019 and signed by me as such Mayor on this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: SAFETY COMMITTEE  
AUTHORIZED BY: MARCHESE

DRAFT NO. 08-19

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ACCEPTING THE PLANNING COMMISSION REPORT FOR THE PETITION FOR AMENDING ZONING MAP FILED BY DOMINIC D'URSO, TRUSTEE FOR PERMANENT PARCEL NO.: 25-361150 AND REFERRING FOR A PUBLIC HEARING

WHEREAS, Council has received the Planning Commission report regarding the Petition to Amend Zoning Map for property known as parcel no.: 25-361150; owned by Dominic D'Urso, Trustee of Anthony D'Urso Trust; and

WHEREAS, pursuant to N.C.O. 1117.04, Council shall schedule a public hearing on the proposed amendment, if it wishes to further consider the passage of the amendment.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NILES, STATE OF OHIO:

SECTION 1: That pursuant to Codified Ordinance No. 1117.04, Council hereby accepts the report of the Planning Commission and refers the Petition to Amend Zoning Map filed by Dominic D'Urso, Trustee for a public hearing.

SECTION 2: This Ordinance is hereby declared to be an emergency measure in the interests of the public health, safety and welfare, for the reason that Council desires to have this legislation effective as soon as possible to ensure prompt action on all zoning issues which have an effect on the City as a whole. As such emergency measure, this Ordinance shall take effect upon passage by Council and approved by the Mayor.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_ day of \_\_\_\_\_, 2019 and signed by me as such Mayor on the \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

# City of Niles, Ohio

SPONSORED BY: PUBLIC GROUNDS COMMITTEE  
AUTHORIZED BY: KEARNEY

DRAFT NO. 09-19

ORDINANCE NO. \_\_\_\_\_

TO APPROVE THE FORM AND APPROVE CONSENT TO AUTHORIZE THE DIRECTOR OF TRANSPORTATION FOR THE BRIDGE INSPECTION PROGRAM SERVICES; AND, DECLARING AN EMERGENCY

**PID No. :** 102554  
**County/Route/Section :** \_\_\_\_\_

The following is an Ordinance enacted by the Niles City Council, Trumbull 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 COUNCIL OF THE CITY OF NILES, TRUMBULL COUNTY, STATE OF 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.*

**PID No.:** 102554

**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) \_\_\_\_\_  
(Contractual Agent of LPA – title)

Attested: \_\_\_\_\_  
(Title) \_\_\_\_\_  
(President of Council)

The Ordinance is hereby declared to be an emergency measure to expedite the highway project 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.

\_\_\_\_\_  
PRESIDENT OF COUNCIL

PASSED: \_\_\_\_\_

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

Filed with the Mayor of the City of Niles, Ohio on the \_\_\_\_\_ day of \_\_\_\_\_, 2019 and signed by me as such Mayor on the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
MAYOR

CERTIFICATE OF COPY  
STATE OF OHIO

\_\_\_\_\_ of \_\_\_\_\_ County, Ohio  
(LPA)

I, \_\_\_\_\_, as Clerk of the \_\_\_\_\_  
(LPA)  
of \_\_\_\_\_ County, Ohio, do hereby certify that the foregoing is a true and correct copy of  
Ordinance adopted by the legislative Authority of the said \_\_\_\_\_ on the \_\_\_\_\_  
day of \_\_\_\_\_, 2\_\_\_\_\_.

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 \_\_\_\_\_, Page \_\_\_\_\_.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if applicable,  
this \_\_\_\_\_ day of \_\_\_\_\_ 2\_\_\_\_\_.

\_\_\_\_\_  
(Clerk)  
\_\_\_\_\_ of \_\_\_\_\_ 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 \_\_\_\_\_ of \_\_\_\_\_ County, Ohio.  
(LPA)

Attested: \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_  
(Contractual Agent)

For the State of Ohio

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