

RESOLUTION NO. 038-16

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO
OPT-IN TO THE BRIDGE INSPECTION PROGRAM SERVICES
WITH THE OHIO DEPARTMENT OF TRANSPORTATION
("ODOT"), PID NO. 102554; AND DECLARING AN EMERGENCY**

WHEREAS, ODOT has instituted a Bridge Inspection Program of which the City of Napoleon now desires to opt in; and,

WHEREAS, the City of Napoleon, being the Local Public Agency, hereafter called "LPA," grants the City Manager the authority to enter into any contracts or agreements necessary to opt in to said program; and,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPOLEON,
OHIO:**

Section 1. That, the City Manager of Napoleon, Ohio is hereby empowered on behalf of the LPA to prepare and execute any and all documents necessary to opt in to the Bridge Inspection Program PID NO. 102554.

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

Section 3. That, if any other prior Ordinance or Resolution is found to be in conflict with this Resolution, then the provisions of this Resolution shall prevail. Further, if any portion of this Resolution is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof.

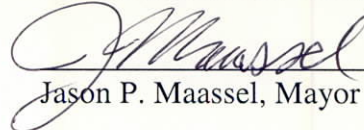
Section 4. That, this Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, health or safety of the City and its inhabitants, and for the further reason that this legislation must be in effect at the earliest possible time to in order to timely take effect and be in force to meet ODOT's timeline for opting in to the Bridge Inspection Program; therefore, provided it receives the required number of votes for passage as emergency legislation, it shall be in full force and effect immediately upon its passage; otherwise, it shall be in full force and effect at the earliest time permitted by law.

Passed: September 19, 2016



Travis B. Sheaffer, Council President

Approved: September 19, 2016



Jason P. Maassel, Mayor

VOTE ON PASSAGE 7 Yea 0 Nay 0 Abstain

Attest:



Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Resolution No. 038-16 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the _____ day of _____, & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

Gregory J. Heath, Clerk/Finance Director