

October 24, 2022
Council Chambers
6:00 P.M.

COUNCIL AGENDA

ROLL CALL

INVOCATION – Mark Labutis

PLEDGE OF ALLEGIANCE

CALL FOR MEETING AND CERTIFICATE OF SERVICE

Mayor Jeff Hall has called a special meeting of Newark City Council to convene at 6:00 P.M. on Monday October 24, 2022 to consider **using RULE 11**

Resolution No. 22-102

A RESOLUTION APPROPRIATING MONEY FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND IN THE AMOUNT OF 1.5 MILLION DOLLARS FOR THE CONSTRUCTION, REPAIR, OR ALTERNATIVE METHOD TO RESTORE THE FLOW OF TRAFFIC OVER THE SHOWMAN ARCH BRIDGE ON CHERRY VALLEY ROAD AND DECLARING AN EMERGENCY.

Resolution No. 22-103

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO CONTRACT WITHOUT COMPETITIVE BIDDING FOR THE DESIGN AND CONSTRUCTION OF A REPAIR OR THE DEVELOPMENT OF AN ALTERNATIVE METHOD TO RESTORE THE FLOW OF TRAFFIC OVER THE SHOWMAN ARCH BRIDGE ON CHERRY VALLEY ROAD AND DECLARING AN EMERGENCY.

ADJOURNMENT

October 20, 2022

Newark City Council
40 West Main Street
Newark, Ohio 43055

Ladies and Gentlemen:

According to Section 3.09 of the Newark City Charter, I am calling a special meeting of Newark City Council to convene at 6:00 p.m. on Monday, October 24, 2022, in Council Chambers.

The purpose of the meeting is to consider:

Resolution No. 22-102

A RESOLUTION APPROPRIATING MONEY FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND IN THE AMOUNT OF 1.5 MILLION DOLLARS FOR THE CONSTRUCTION, REPAIR, OR ALTERNATIVE METHOD TO RESTORE THE FLOW OF TRAFFIC OVER THE SHOWMAN ARCH BRIDGE ON CHERRY VALLEY ROAD AND DECLARING AN EMERGENCY.

Resolution No. 22-103

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO CONTRACT WITHOUT COMPETITIVE BIDDING FOR THE DESIGN AND CONSTRUCTION OF A REPAIR OR THE DEVELOPMENT OF AN ALTERNATIVE METHOD TO RESTORE THE FLOW OF TRAFFIC OVER THE SHOWMAN ARCH BRIDGE ON CHERRY VALLEY ROAD AND DECLARING AN EMERGENCY.

Respectfully submitted,

Jeff Hall
Mayor

BY: _____

A RESOLUTION APPROPRIATING MONEY FROM THE CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND IN THE AMOUNT OF 1.5 MILLION DOLLARS FOR THE CONSTRUCTION, REPAIR, OR ALTERNATIVE METHOD TO RESTORE THE FLOW OF TRAFFIC OVER THE SHOWMAN ARCH BRIDGE ON CHERRY VALLEY ROAD AND DECLARING AN EMERGENCY.

WHEREAS, The Coronavirus State and Local Fiscal Recovery Funds (SLFRF), a part of the American Rescue Plan, delivers \$350 billion to state, local, and Tribal governments across the country to support their response to and recovery from the COVID-19 public health emergency; and,

WHEREAS, the U.S. Treasury considers general infrastructure projects, including roads, streets, and surface transportation infrastructure an eligible use of SLFRF if the project is necessary in responding to a specific negative economic impact, and;

WHEREAS, the unexpected and mandated closing of the Showman Arch Bridge on Cherry Valley Road by the Federal Highway Administration and the Ohio Department of Transportation has had substantial impact on the flow of traffic on Cherry Valley Road as well as the ancillary roads used for alternative routes resulting in severe congestion, increased response times for first responders, and a projected negative impact for affected area businesses within the City; and,

WHEREAS, due to the current, unpredictable, and long-term existence of the closure and the present and future impact of the strain on the City's roadways, emergency response times, and businesses in the area, the City requests the use of funds obtained through the SLFRF in the amount of 1.5 million dollars to design, construct, repair, or provide an alternative method to restore the flow of traffic over the Showman Bridge on Cherry Valley Road to provide an adequate minimum level of service for the citizens of Newark, and;

WHEREAS, this matter was considered at a special session of Council invoking Rule 11 and is declared to be an emergency for the immediate preservation of the public peace, health, safety, or welfare of the citizens of Newark.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING, STATE OF OHIO, THAT:

Section 1: The restoration of the flow of traffic over the Showman Arch Bridge on Cherry Valley Road is declared to be a necessary response to restore to businesses and citizens an adequate minimum level of service to relieve any negative economic impact and to protect the health and safety of the citizens of Newark.

Section 2: The appropriation of 1.5 million dollars from the SLFRF for the restoration of the flow of traffic over the Cherry Valley Bridge is approved.

Section 3: This resolution is declared an emergency for the immediate preservation of the public peace, health, safety, or welfare and shall become effective immediately upon adoption.

Adopted this _____ day of _____, _____.

PRESIDENT OF COUNCIL

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

RESOLUTION NO: 22-103

BY: _____

A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF PUBLIC SERVICE TO NEGOTIATE AND ENTER INTO CONTRACT WITHOUT COMPETITIVE BIDDING FOR THE DESIGN AND CONSTRUCTION OF A REPAIR OR THE DEVELOPMENT OF AN ALTERNATIVE METHOD TO RESTORE THE FLOW OF TRAFFIC OVER THE SHOWMAN ARCH BRIDGE ON CHERRY VALLEY ROAD AND DECLARING AN EMERGENCY.

WHEREAS, the unexpected and mandated closure of the Showman Arch Bridge on Cherry Valley Road by the Federal Highway Administration and the Ohio Department of Transportation has caused the need for emergency measures to restore a minimum level of service to the citizens of the City of Newark; and,

WHEREAS, the closure of the bridge has had a substantial impact on the flow of traffic on Cherry Valley Road as well as the ancillary roads used for alternative routes resulting in severe congestion, increased response times for first responders, and a projected negative impact for affected area businesses within the City; and,

WHEREAS, due to the emergency nature of the above conditions, it is in the best interest of the City that competitive bidding be waived in order to not cause further delay in the design and construction of a repair or the development of an alternative method to restore the flow of traffic over the bridge; and,

WHEREAS, this matter was considered in a special session of Council using Rule 11 and is declared an emergency for the immediate preservation of the public peace, health, safety, or welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NEWARK, COUNTY OF LICKING AND STATE OF OHIO, THAT:

Section 1: The Director of Public Service is hereby authorized to negotiate and enter into contract for the design and construction of a repair or the development of an alternative method to restore the flow of traffic over the Showman Arch Bridge on Cherry Valley Road subject to the appropriation of funds.

Section 2: It is in the best interest of the City that competitive bidding is waived due to the emergency nature of the request.

Section 3: This legislation is declared an emergency for the immediate preservation of the public peace, health, safety or welfare and shall take effect immediately upon adoption.

Passed this _____ day of _____, 2022.

President of Council

Attest: _____
Clerk of Council

Date Filed with Mayor: _____

Date Approved by Mayor: _____

Mayor

Form Approved: _____
Director of Law

Prepared by the Law Director's Office.