

RESOLUTION NO. 88-38

A RESOLUTION EXPRESSING THE WILLINGNESS  
OF THE CITY OF CONWAY TO MATCH FEDERAL-AID  
BRIDGE REPLACEMENT AND REHABILITATION  
MONIES FOR  
CITY BRIDGE INSPECTIONS

WHEREAS, the City of CONWAY understands Federal-Aid Bridge Replacement and Rehabilitation funds are available for city bridge inspections, and

WHEREAS, it is understood that such inspections must be made on a biennial basis in order to comply with Federal law, and

WHEREAS, the City understands that the Arkansas State Highway and Transportation Department has the expertise to provide complete and consistent inspections for all structures in accordance with federal regulations.

WHEREAS, the City understands that their matching portion for these inspections will be 20% of the total cost, and should the escrowed City matching funds be inadequate to cover the City's obligation, the Department may cause this deficiency to be withheld from the allotment of gasoline tax returnable to the City;

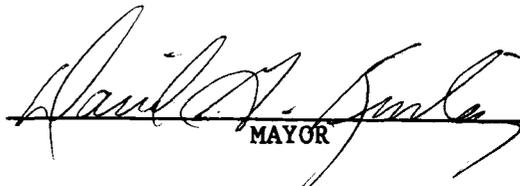
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS, THAT:

SECTION I: The City of CONWAY will participate in accordance with its designated responsibility in this project.

SECTION II: The Mayor is hereby authorized and directed to  
(Mayor/City Manager)  
execute all appropriate agreements and contracts necessary to reimburse the Department for bridge inspections done on city streets.

SECTION III: The City of CONWAY pledges its full support and hereby authorizes the Arkansas State Highway and Transportation Department to undertake the inspection of city owned structures.

THIS RESOLUTION adopted this 11th day of October, 1988.

  
MAYOR

ATTEST: Mattie Hartwick

(SEAL)

AGREEMENT OF UNDERSTANDING  
BETWEEN  
THE CITY OF CONWAY, ARKANSAS  
AND  
THE ARKANSAS STATE HIGHWAY AND  
TRANSPORTATION DEPARTMENT

In Cooperation with the  
U.S. Department of Transportation  
Federal Highway Administration

RELATIVE TO

BRIDGE INSPECTIONS

WHEREAS, Section 144 of Title 23 United States Code requires inspection of all publicly owned structures on a biennial basis and

WHEREAS, The Arkansas State Highway and Transportation Department is using its expertise to insure complete and consistent inspections of city owned structures and

WHEREAS, State law prohibits the use of State funds off the State Highway system

IT IS HEREBY AGREED that the City of CONWAY, hereafter referred to as the City, and the Arkansas State Highway and Transportation Department hereafter referred to as the Department, in cooperation with the Federal Highway Administration, will participate in a cooperative program for the inspections of city owned structures and

FURTHER, accept the responsibilities and assigned duties as described hereafter.

THE CITY WILL:

1. Be responsible for providing 20% of the total bridge inspection cost on a biennial basis, upon request, to the Department.
2. Be responsible for informing the Department of any structural changes to the city owned bridges.

THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT WILL:

1. Be responsible for administering and inspecting the City's structures at least once every two years.
2. Be responsible for providing the City with its expenses for bridge inspections incurred on a biennial basis (beginning September 30, 1989).
3. Maintain records of cost of inspections of city owned structures and, on a biennial basis will request in writing necessary local matching funds.

4. Notify responsible city officials of the results of all inspections with special emphasis on needed emergency repairs discovered during the inspection.
5. Be responsible for securing the 80% Federal Aid funds from the Federal Highway Administration to be matched with the City's 20% share for bridge inspections.

IT IS FURTHER AGREED that, should the City fail to fulfill its responsibilities and assigned duties as related in the Agreement, such failure will disqualify the City from future participation in the Federal-Aid Bridge Replacement and Rehabilitation Program.

IN WITNESS WHEREOF, the parties thereto have executed this Agreement this 11<sup>th</sup> day of October, 1988.

ARKANSAS STATE HIGHWAY  
AND TRANSPORTATION DEPARTMENT

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Director of Highways  
and Transportation

CITY OF

Conway

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*David A. Gentry*  
Mayor/City Manager