

CHAPTER 136 - City Engineer¹¹¹

Sections:

Footnotes:

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Cross reference— Department of Public Service and Engineering - see CHTR. 5.05; Approval of plats; inspection of streets and acceptance - see Ohio R.C. 711.08, 711.091; Devising and forming plan of sewerage - see Ohio R.C. 729.31 et seq.; Civil engineer - see Ohio R.C. 733.80; General duties - see Ohio R.C. 735.32; Assistants - see Ohio R.C. 735.33; Registration as a professional engineer - see Ohio R.C. Ch. 4733

136.01 - CITY ENGINEER.

- (a) The City Engineer shall perform all of those engineering functions in the matters of construction and maintenance undertaken by the Sewer and Water Division, the Street Division and other public work projects undertaken by the City and such other duties as may be imposed from time to time by the Mayor.
- (b) Whenever the position of City Engineer is vacant, the ~~Director of Public Service~~Director of Public Service and Engineering shall act as or appoint an acting City Engineer.

(Ord. 0031-2011. Passed 2-22-11; Ord. No. [0033-2016](#), § 1(Exh. A), 4-18-16)

136.02 - COST OF INSPECTION, SUPERVISION.

- (a) For infrastructure improvements as provided by development standards within the City, the developer shall pay the cost to the City of the approval of the plans and specifications, inspection, materials, laboratory testing and engineering supervision of construction by the City Engineer and the cost of the legal services to the City and administrative expense incident to such improvements.

The developer shall submit an estimated cost of construction and deposit such sums of money as are estimated to be necessary for the foregoing purposes, and in the event that such estimated amounts are found to be insufficient, shall deposit such additional sum as may be necessary, all unexpended moneys so deposited to be refunded.

- (b) The charge to be collected for legal service and administrative expense shall be one and one-half percent of the estimated cost of construction of dedicated infrastructure improvements and one percent of the estimated cost of private utility systems; however, the ~~Director of Public Service~~Director of Public Service and Engineering, or their designee, may determine upon a different charge where, in their opinion, such percentum charge is not fair to both parties.
- (c) For dedicated infrastructure improvements the charge to be collected for City Engineer review and approval of plans, specifications and general engineering supervision of construction shall be one and one-half percent of the estimated cost of construction. For privately-owned utility systems, the charge to be collected for City Engineer review and approval of plans, specifications, and general engineering supervision of construction shall be one percent of the estimated cost of construction; however, the ~~Director of Public Service~~Director of Public Service and Engineering or their designee may determine upon a different charge where, in their opinion, such percentum charge is not fair to both parties..
- (d) The charge to be collected for escrow accounting for inspection of infrastructure construction shall be eight percent of the estimated cost of construction from which all charges shall be paid as

required, or the actual cost for contracted third party inspection services. When all work is complete, the remaining moneys shall be returned or, if necessary, additional moneys shall be deposited.

- (e) The developer shall be required to provide a cash maintenance bond equal to five percent of the total cost of the public street light installations. Such amount shall be deposited at the time energization is requested, and shall be used by the City to perform necessary repairs during the one-year developer maintenance period following energization and burn test. Should the amount be insufficient to cover all repairs required during this period, additional moneys shall be deposited. In the event that all funds are not expended, the unused balance shall be returned to the developer without interest.
- (f) The developer shall be responsible for keeping access streets, used during the construction period, reasonably clean and free from mud and other debris. This responsibility shall extend to the newly constructed streets during the developer maintenance period. Should the developer fail to perform this or any other required maintenance, the City may, at its option, contract for this work and charge the costs directly against the escrow deposits. Should the escrow deposit be insufficient to cover all compliances required during this period, additional money shall be deposited.

(Ord. 45-95. Passed 4-18-95; Ord. No. [0033-2016](#), § 1(Exh. A), 4-18-16; [Ord. No. 0078-2017, § 1\(Exh. A\), 11-20-17](#))