

**CAPITAL IMPROVEMENTS PROJECT
CONTRIBUTION AGREEMENT
BETWEEN
CITY OF COLUMBUS, OHIO
AND
MID-OHIO REGIONAL PLANNING COMMISSION
FOR
MOBILITY STUDY – NW CORRIDOR
CAPITAL IMPROVEMENT PROJECT 531024-100000**

This Contribution Agreement (the “AGREEMENT”), pursuant to Ordinance No. 2639-2019, passed November 18, 2019, is made and entered into the 2nd day of July, 2020 (the “Effective Date”), by and between the City of Columbus, Ohio acting through its Director of Public Service, hereinafter designated as the CITY, and the Mid-Ohio Regional Planning Commission, hereinafter designated as MORPC; collectively referred to as the PARTIES; and

WHEREAS, the population of Central Ohio is projected to increase to 3 million people by 2050, with much of the anticipated population boom centered in Franklin County, propagating the need for thoughtful urban planning to accommodate new growth and serve existing communities; and

WHEREAS, the Insight2050 Corridor Concepts Study Report, released by MORPC in April 2019, concluded that the Columbus region could accommodate more than half of the predicted growth in five major corridors through denser development and coordinated investments in “high-capacity transit”; and

WHEREAS, the CITY is administering the Mobility Study – NW Corridor project, which seeks to “establish a Vision and Implementation Strategy for the [Olentangy River Road] corridor that results in the development of a multi-modal transportation system supportive of mixed-use, transit-oriented, pedestrian, and bicycle friendly development patterns”; and

WHEREAS, MORPC is committed to providing monetary support to subsidize that effort; and

WHEREAS, Ordinance No. 2639-2019 authorized the CITY to enter into agreement with and to accept funds from MORPC in furtherance of the aforementioned study; and

NOW THEREFORE, for and in consideration of the mutual covenants herein contained, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the PARTIES hereto do hereby covenant and agree, as follows:

1. DEFINITIONS:

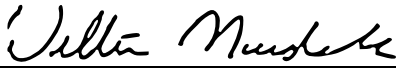
- A. “Contract Documents” shall mean collectively: a) this AGREEMENT, including attachments/exhibits.
- B. “Contribution” means the monies contributed by MORPC to the CITY toward the cost of the “Work” performed.
- C. “Work” means the completion of the Mobility Study – NW Corridor project.

2. **GENERAL CONSIDERATIONS:** In consideration of the promises of MORPC set forth herein, the CITY shall perform, or cause to be performed, the Work defined herein.
3. **CONTRIBUTION:** MORPC shall contribute up to \$480,000.00 toward costs associated with the completion of the Work defined herein. MORPC agrees to deposit \$410,000.00 with the CITY upon execution of this AGREEMENT, with the balance of \$70,000.00 payable upon collection or receipt of said amount from other local funding partners.
4. **LEGAL JURISDICTION:** All claims, counterclaims, disputes and other matters in question between MORPC, its agents and employees, and the CITY, its contractors, subcontractors and agents arising out of or relating to this AGREEMENT or its breach will be decided in a court of competent jurisdiction within the County of Franklin, State of Ohio.
5. **ENTIRE AGREEMENT:** This AGREEMENT shall constitute the entire agreement between MORPC and the CITY and shall supersede all prior agreements, proposals, representations, negotiations and letters of intent, whether written or oral, pertaining to the Work.
6. **COUNTERPARTS AND ACCEPTANCE:** The PARTIES agree to execute this AGREEMENT in duplication in order for the CITY and MORPC to possess an original execution of this AGREEMENT for their records. Furthermore, the PARTIES may execute this AGREEMENT in one or more counterparts, which each is a duplicate original and each part, taken together, constitute a single contract instrument.

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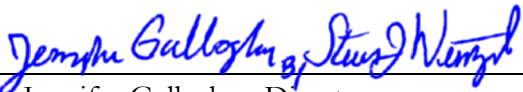
IN WITNESS WHEREOF, the PARTIES have caused this AGREEMENT to be executed by their duly authorized officers on the dates appearing below.

MID-OHIO REGIONAL PLANNING COMMISSION

By: 
William Murdock
Executive Director

Date: June 8, 2020

CITY OF COLUMBUS

By: 
Jennifer Gallagher, Director
Department of Public Service

Date: 07/02/2020

APPROVED AS TO FORM AND CORRECTNESS:

Zachary M. Klein, City Attorney

 07/02/2020