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Title: To authorize the Director of Public Service to grant consent and propose cooperation with the Director of the Ohio Department of Transportation for the FRA-SR104-7.96, PID 76357 construction project and to declare an emergency. (\$0.00)

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Date	Ver.	Action By	Action	Result
11/20/2013	1	CITY CLERK	Attest	
11/19/2013	1	MAYOR	Signed	
11/18/2013	1	COUNCIL PRESIDENT	Signed	
11/18/2013	1	Columbus City Council	Approved	Pass

1. BACKGROUND

This ordinance authorizes the Director of Public Service to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for ODOT's FRA-SR104-7.96, PID 76357 construction project, which proposes to replace the concrete at the intersection of Frank Road and SR104 beginning at SLM 7.96 and ending at SLM 8.02. The project also proposes to plane and resurface SR104 beginning at the intersection of Frank Road (SLM 8.02) and ending west of the US33 interchange (SLM 13.03). All ramps identified within the project limits will be planed and resurfaced. Repairs will be made to nine (9) bridges within the project.

Construction is currently estimated to begin in March 2014, and conclude in October 2015.

2. FISCAL IMPACT

The estimated cost of the project is \$3.2 million. No funding will be required of the City of Columbus.

3. EMERGENCY DESIGNATION

Emergency action is requested to provide consent for this project and meet ODOT's current project schedule.

To authorize the Director of Public Service to grant consent and propose cooperation with the Director of the Ohio Department of Transportation for the FRA-SR104-7.96, PID 76357 construction project and to declare an emergency. (\$0.00)

WHEREAS, the Ohio Department of Transportation proposes to replace the concrete at the intersection of Frank Road and SR104 beginning at SLM 7.96 and ending at SLM 8.02, plane and resurface SR104 beginning at the intersection of

Frank Road (SLM 8.02) and ending west of the US33 interchange (SLM 13.03), plane and resurface all ramps identified within the project limits, and repairs nine (9) bridges within the project limits; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in order to continue the schedule established by the Ohio Department of Transportation for this project it is necessary to authorize consent at the earliest possible time, thereby preserving the public health, peace, property, safety and welfare; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

The following is an Ordinance enacted by the City Council of the City of Columbus, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

SECTION 1 - Project Description

This project proposes to replace the concrete at the intersection of Frank Road and SR104 beginning at SLM 7.96 and ending at SLM 8.02. The project also proposes to plane and resurface SR104 beginning at the intersection of Frank Road (SLM 8.02) and ending west of the US33 interchange (SLM 13.03). All ramps identified within the project limits will be planed and resurfaced. Repairs will be made to nine (9) bridges within the project.

SECTION 2 - Consent Statement

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION 3 - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA grants consent to ODOT for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

The LPA agrees to assume and bear one hundred percent (100%) of the total cost of those features requested by the LPA which are not necessary for the improvement as determined by the State and Federal Highway Administration.

SECTION 4 - Utilities and Right-of-Way Statement

ODOT agrees that all right-of-way required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. ODOT also understands that right-of-way costs include eligible utility costs.

ODOT agrees that all utility accommodation, relocation, and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 5 - Maintenance

Upon completion of the project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the project in accordance with all applicable state and federal law, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial resources, as necessary, for the maintenance of the project; (3) maintain the right-of-way, keeping it free of obstructions, and (4) hold said right-of-way inviolate for public highway purposes.

SECTION 6 - Emergency

That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves and or vetoes the same.