



Legislation Details (With Text)

File #: 1062-2013 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 4/24/2013 **In control:** Finance Committee
On agenda: 5/13/2013 **Final action:** 5/15/2013

Title: To authorize the City's Director of Finance and Management to execute documents prepared by the Columbus City Attorney, Real Estate Division, to quit claim grant a two (2) year temporary easement to the State of Ohio, Department of Transportation, for sidewalk construction (FRA-70-14.48) on portions of City-owned real property located at 150 E. Fulton St, Columbus, OH 43215 [Franklin County Tax Parcel ? 010-141457]; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit A - Parcel 81-T1, 2. Exhibit B - Parcel 81-T2

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|----------|--------|
| 5/15/2013 | 1 | CITY CLERK | Attest | |
| 5/14/2013 | 1 | MAYOR | Signed | |
| 5/13/2013 | 1 | COUNCIL PRESIDENT | Signed | |
| 5/13/2013 | 1 | Columbus City Council | Approved | Pass |

BACKGROUND:

The City of Columbus, Ohio ("City"), desires to quit claim grant to the State of Ohio, Department of Transportation ("ODOT"), a two (2) year temporary construction easement in, on, over, under, across, and through portions of City-owned real property located at 150 E. Fulton St, Columbus, OH 43215 [Franklin County Tax Parcel № 010-141457] ("Easement Area"). ODOT will use the Easement Area, which is more fully described within the body of this legislation, for the purposes of sidewalk construction (FRA-70-14.48) ("Project"). After investigation by the City's Department of Finance and Management and Department of Public Safety it was determined that the Easement Area requested by ODOT to complete its Project should be granted at no charge, because of the Project's benefit to the public and intergovernmental cooperation. Therefore, the following legislation authorizes the City's Director of the Department of Finance and Management to execute those documents prepared by the Columbus City Attorney, Real Estate Division, to quit claim grant a two (2) year temporary construction easement to ODOT.

CONTRACT COMPLIANCE No.: Not applicable.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Emergency action is requested so to not delay the benefit to the City resulting from ODOT'S Project, which will preserve the public peace, health, property, safety, and welfare.

To authorize the City's Director of Finance and Management to execute documents prepared by the Columbus City Attorney, Real Estate Division, to quit claim grant a two (2) year temporary easement to the State of Ohio, Department of Transportation, for sidewalk construction (FRA-70-14.48) on portions of City-owned real property located at 150 E.

Fulton St, Columbus, OH 43215 [Franklin County Tax Parcel № 010-141457]; and to declare an emergency.

WHEREAS, the City of Columbus, Ohio (“City”), desires to quit claim grant to the State of Ohio, Department of Transportation (“ODOT”), a two (2) year temporary construction easement in, on, over, under, across, and through portions of City-owned real property located at 150 E. Fulton St, Columbus, OH 43215 [Franklin County Tax Parcel № 010-141457] (“Easement Area”);

WHEREAS, ODOT will use the Easement Area, which is more fully described within the body of this legislation, for the purposes of sidewalk construction (FRA-70-14.48) (“Project”);

WHEREAS, after investigation by the City’s Department of Finance and Management and Department of Public Safety, it was determined that the Easement Area requested by ODOT to complete its Project should be granted at no charge, because of the Project’s benefit to the public and intergovernmental cooperation;

WHEREAS, the following legislation authorizes the City’s Director of the Department of Finance and Management to execute those documents prepared by the Columbus City Attorney, Real Estate Division, to quit claim grant a two (2) year temporary construction easement to ODOT; and

WHEREAS, an emergency exists in the usual daily operation of the City, because it is immediately necessary to authorize the City’s Director of the Department of Finance and Management to execute and quit claim grant a two (2) year temporary construction easement to ODOT, and any other ancillary instruments, as approved and prepared by the Columbus City Attorney, Real Estate Division, in, on, over, under, across, and through the Easement Area to complete the Project, which will preserve the public health, peace, property, safety, and welfare; and **now, therefore:**

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

SECTION 1. On behalf of the City of Columbus, Ohio, the Director of the Department of Finance and Management is authorized to execute and quit claim grant a two (2) year temporary construction easement and any other ancillary instruments, as approved and prepared by the Columbus City Attorney, Real Estate Division, to the State of Ohio, Department of Transportation (“ODOT”), in, on, under, and through the following described two (2) tracts of City-owned real property for the purpose of ODOT’S sidewalk construction project (FRA-70-14.48):

ODOT PARCEL

EXHIBIT

81-T1

A

81-T2

B

SECTION 2. For the reasons stated in this ordinance's preamble, which are made a part of this legislation, this ordinance is 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 (10) days after its passage if the Mayor neither approves nor vetoes this legislation.