



Legislation Details (With Text)

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Title: To declare the City's necessity and intent to appropriate fee simple title and lesser real property interests needed for the Department of Public Service, Division of Design and Construction, Barnett Road/Main Street ODOT Urban Paving (FRA-40/PID-86649) Public Project; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ex-A (1-SW), 2. Ex-B (2-SW)

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|---------|--------|
| 1/15/2014 | 1 | CITY CLERK | Attest | |
| 1/14/2014 | 1 | MAYOR | Signed | |
| 1/13/2014 | 1 | COUNCIL PRESIDENT | Signed | |
| 1/13/2014 | 1 | Columbus City Council | Adopted | Pass |

BACKGROUND: The City of Columbus, Ohio, an Ohio municipal corporation (“City”), is engaged in the acquisition of certain real property interests for the City’s Department of Public Service, Division of Design and Construction, Barnett Road/Main Street ODOT Urban Paving (FRA-40/PID-86649) Public Project (“Project”). Columbus City Ordinance 1570-2011, which passed on October 5th, 2011, previously authorized the Columbus City Attorney to spend City funds and acquire the real property interests needed for the Project. Therefore, this resolution by the City is to declare the City’s necessity and intent to appropriate fee simple title and lesser real property interests needed for the Project.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Emergency action is requested to allow for the acquisition of certain fee simple title and lesser real property interests for the Project’s construction to proceed without delay, which will preserve the public peace, health, property, safety, and welfare.

To declare the City’s necessity and intent to appropriate fee simple title and lesser real property interests needed for the Department of Public Service, Division of Design and Construction, Barnett Road/Main Street ODOT Urban Paving (FRA-40/PID-86649) Public Project; and to declare an emergency. (\$0.00)

WHEREAS, the City of Columbus, Ohio, an Ohio municipal corporation (“City”), is engaged in the acquisition of certain real property interests for the City’s Department of Public Service, Division of Design and Construction, Barnett Road/Main Street ODOT Urban (FRA-40/PID-86649) Public Project (“Project”);

WHEREAS, Columbus City Ordinance No. 1570-2011, which passed on October 5th, 2011, previously authorized the Columbus City Attorney to spend City funds and acquire the real property interests needed for the Project;

WHEREAS, an emergency exists in the usual daily operation of the City, because it is immediately necessary to declare the City's necessity and intent to appropriate fee simple title and lesser real property interests needed for the Project and so there will be no delay in this Project, which are for the immediate preservation of the public peace, property, health, welfare, and safety; **NOW, THEREFORE**,

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

SECTION 1. Pursuant to the Columbus City Charter, Columbus City Code, Chapter 909 (1959), the Ohio Constitution, and Ohio Revised Code, Chapter 719, this Council declares the City's necessity and intent to appropriate fee simple title and lesser real property interests to the following listed parcels of real estate, which are fully described in their associated exhibits; fully incorporated into this resolution; and are necessary for the Department of Public Service, Division of Design and Construction, Barnett Road/Main Street ODOT Urban Paving (FRA-40/PID-86649) Public Project:

| <u>EXHIBIT</u> | <u>PROJECT PARCEL</u> |
|-----------------------|------------------------------|
| (A) | 1-SW |
| (B) | 2-SW |

SECTION 2. The Columbus City Attorney is authorized to cause a written notice of this resolution's adoption to be served upon the owners; persons in possession; or persons possessing a real or possible real property interest of record in the parcels of real property described in this resolution, in the manner provided by law.

SECTION 3. For the reasons stated in the preamble hereto, which are made a part hereof, this resolution is hereby declared to be an emergency measure and shall take effect and be in force after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.