



Legislation Details (With Text)

File #: 1510-2012 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 6/28/2012 **In control:** Public Service & Transportation Committee

On agenda: 7/30/2012 **Final action:** 8/1/2012

Title: To authorize the Director of Public Service to enter into agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this roadway improvement project to repair and resurface State Route 3. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
8/1/2012	1	CITY CLERK	Attest	
7/31/2012	1	MAYOR	Signed	
7/30/2012	1	COUNCIL PRESIDENT	Signed	
7/30/2012	1	Columbus City Council	Approved	Pass
7/23/2012	1	Columbus City Council	Read for the First Time	

1. BACKGROUND

This ordinance authorizes The Director of Public Service to enter into an agreement with the Ohio Department of Transportation (ODOT) for a roadway improvement project to repair and resurface State Route 3, designated as Long Street from 4th Street to Cleveland Avenue, designated as Cleveland Avenue from Long Street to Genessee Avenue and designated as Westerville Road from Bennington Avenue to State Route 161. (FRA-3-15.42, PID 82073)

This project will require coordination with the City for maintenance of traffic analysis and for future pedestrian and bicycle accommodations.

2. EMERGENCY DESIGNATION

Emergency action is requested for this ordinance in order to meet the schedule to provide consent to the Ohio Department of Transportation by early August.

3. FISCAL IMPACT

The estimated construction cost of this project is \$3,523,800.00. The current estimate for the City's share is \$1,624,270.00 and the estimated State funding amount is \$1,899,530.00.

To authorize the Director of Public Service to enter into agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this roadway improvement project to repair and resurface State Route 3. (\$0.00)

The following ordinance enacted by the City of Columbus, Ohio, hereinafter referred to as the Legislative Authority or Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, the LPA has identified the need for the described project:

This project proposes to rehabilitate and resurface State Route 3, designated as Long Street from 4th Street to Cleveland Avenue, designated as Cleveland Avenue from Long Street to Genessee Avenue and designated as Westerville Road from

Bennington Avenue to State Route 161; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction in that in order to meet the Ohio Department of Transportation schedule for this project it is necessary to provide consent by early August, thereby immediately preserving the public health, peace, property, safety and welfare; now, therefore

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

SECTION 1. Consent Statement

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

SECTION 2. Cooperation Statement

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

The City hereby agrees to cooperate with the Director of Transportation of the State of Ohio in the planning, design and construction of the identified highway improvement project and grants consent to the Ohio Department of Transportation for its development and construction of the project in accordance with plans, specifications and estimates as approved by the Director.

The City agrees to assume and bear one hundred percent (100%) of the cost of Preliminary Engineering.

The City agrees to assume and bear one hundred percent (100%) of the cost of Right-of-Way and Construction less the amount of federal funds set aside by the Director of Transportation and the Federal Highway Administration.

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

SECTION 3 - Utilities and Right-of-Way Statement

The LPA agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described project. The LPA also understands that right-of-way costs include eligible utility costs. The LPA agrees to be responsible for all utility accommodation, relocation, and reimbursement and agrees that all such accommodations, relocations, and reimbursements shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

SECTION 4 - Maintenance

Upon completion of the project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described 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 provisions, as necessary, for the maintenance of the described 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 5 - Authority to Sign

The Director of Public Service of said City is hereby empowered on behalf of the City of Columbus to enter into contracts with the Director of Transportation necessary to complete the above described project.

SECTION 6. This Ordinance is hereby declared to be an emergency measure to expedite the transportation project and to promote transportation safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.