



## Legislation Details (With Text)

**File #:** 1955-2012      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 8/30/2012      **In control:** Finance Committee

**On agenda:** 10/1/2012      **Final action:** 10/3/2012

**Title:** To authorize the Director of the Department of Finance and Management to execute Quit Claim deeds and temporary easements for portions of City owned real property, located in the vicinity of Home Road and State Route 257, to the Delaware County Board of Commissioners for the DEL-C.R. 124 - 1.88 Highway Project, and to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Home Road Exhibit A 1-T1\_REV1, 2. Home Road Exhibit A 1-TV1\_REV1, 3. Home Road Exhibit A 1-WD1\_REV1, 4. Home Road Exhibit A 1-WD2\_REV1, 5. Home Road exhibit A 1-WDV2\_REV1, 6. Home Road Exhibit A 1-WDV1\_REV1

Date	Ver.	Action By	Action	Result
10/3/2012	1	CITY CLERK	Attest	
10/2/2012	1	MAYOR	Signed	
10/1/2012	1	COUNCIL PRESIDENT	Signed	
10/1/2012	1	Columbus City Council	Approved	Pass
9/24/2012	1	Columbus City Council	Read for the First Time	

The City of Columbus ("City") is the owner of certain real property located in the vicinity of Home Road and State Route 257. The Delaware County Board of Commissioners ("County") is engaged in its DEL-C.R. 124 -1.88 Highway Project, and desires to acquire a portion of the City's property, which has been determined to be necessary to the highway project. After investigation by the Department of Public Utilities and the Department of Recreation and Parks, it has been determined that the sale of the real property will not adversely affect the City and should be allowed. Delaware County has determined that the Fair Market Value determination of \$140,812.00 is just compensation for the property. The following legislation authorizes the Director of the Department of Finance and Management to execute those instruments necessary to enter into an agreement between the City and the County to sell certain City property determined to be necessary to the County's DEL-C.R. 124 -1.88 Highway Project.

**Fiscal Impact:** The \$140,812.00 to be received by the City, as consideration for the sale of city property, shall be deposited in the Waterways, Nature Preserve Fund.

**Emergency Justification:** N/A

To authorize the Director of the Department of Finance and Management to execute Quit Claim deeds and temporary easements for portions of City owned real property, located in the vicinity of Home Road and State Route 257, to the Delaware County Board of Commissioners for the DEL-C.R. 124 -1.88 Highway Project, and to waive the competitive bidding and Land Review Commission requirements of the Columbus City Codes (1959) Revised.

**WHEREAS**, The City of Columbus ("City") is the owner of certain real property located in the vicinity of Home Road and State Route 257; and

**WHEREAS**, the Delaware County Board of Commissioners ("County") is engaged in its DEL-C.R. 124 -1.88 Highway Project, and desires to acquire portions of the City's property needed for the highway project; and

**WHEREAS**, after investigation by the Department of Public Utilities and the Department of Recreation and Parks, it has been determined that the sale of the real property will not adversely affect the City; now and therefore:

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

**Section 1.** That the Director of the Department of Finance and Management be and hereby is authorized to execute a Quit Claim Deed and any ancillary documents behalf of the City of Columbus, as approved by the City Attorney's Office, Department of Law, Real Estate Division, necessary to convey to the Delaware County Board of Commissioners, fee simple title and lesser interests in and to the following described real property for its DEL-C.R. 124 -1.88 Highway Project:

SEE THE LEGAL DESCRIPTIONS ATTACHED HERETO AS EXHIBIT "A" AND MADE PART HEREOF

**Section 2.** That the One Hundred Forty Thousand Eight Hundred Twelve Dollars (\$140,812.00) , to be received by the City as consideration for the sell of the subject real property rights, shall be deposited as follow: OCA: 065664/ Fund #223/ Sub Fund 062, Object Level Three: 0833/ Waterways, Nature Preserve/ Project Number for aforesaid purpose is hereby authorized.

**Section 3.** That this Council has determined that it is in the best interest of the City of Columbus to waive and does hereby waive the requirements of Columbus City Codes (1959) Revised, Chapter 328 (Land Review Commission) and Section 329.29 (competitive bidding) to the extent that they may apply to this transaction with regards to this ordinance only.

**Section 4.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.