



## Legislation Details (With Text)

**File #:** 2543-2013      **Version:** 1

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

**File created:** 10/24/2013      **In control:** Recreation & Parks Committee

**On agenda:** 11/18/2013      **Final action:** 11/20/2013

**Title:** To authorize the Columbus City Attorney to acquire certain fee simple title and lesser interests of certain real property located at 4573 Hayden Run Road, Columbus, Ohio, for public parkland; to contract for professional services; to authorize the expenditure of up to Five Hundred Forty Thousand and 00/100 U.S. Dollars for costs relating to the acquisition of the real property; and to declare an emergency. (\$540,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

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

**BACKGROUND:** The City of Columbus, Ohio, Recreation and Parks Department (“City”), is undertaking efforts to create a unique, natural parkland area in the vicinity of Hayden Run Falls by demolishing buildings, removing invasive vegetation species, and restoring a floodplain meadow (“Project”). As part of those efforts the City will obtain a grant from the Ohio Public Works Commission as authorized by Ordinance No. 1970-2013, to assist in acquiring approximately 3.6 acres of real property located at 4573 Hayden Run Road, Columbus, Ohio [Franklin County Tax Parcels 560-253308 & 200-003451] (“Property”). Therefore, this ordinance authorizes the Columbus City Attorney to acquire fee simple title and lesser interests, contract for professional services, and spend monies for the Project’s real property acquisition costs.

**FISCAL IMPACT:** The City determined the Project’s funding will be from the Recreation and Parks Grant Fund 286.

**EMERGENCY JUSTIFICATION:** Emergency action is requested in order to provide for the immediate acquisition of the Property necessary to complete the Project, which will preserve the public health, peace, property, and safety.

To authorize the Columbus City Attorney to acquire certain fee simple title and lesser interests of certain real property located at 4573 Hayden Run Road, Columbus, Ohio, for public parkland; to contract for professional services; to authorize the expenditure of up to Five Hundred Forty Thousand and 00/100 U.S. Dollars for costs relating to the acquisition of the real property; and to declare an emergency. (\$540,000.00)

**WHEREAS,** the City of Columbus, Ohio, Recreation and Parks Department (“City”), is undertaking a public project to create a unique, natural parkland area in the vicinity of Hayden Run Falls by demolishing buildings, removing invasive vegetation species, and restoring a floodplain meadow (“Project”);

**WHEREAS**, in order to complete the Project, the City will obtain a grant from the Ohio Public Works Commission to assist in acquiring approximately 3.6 acres of real property located at 4573 Hayden Run Road, Columbus, Ohio [Franklin County Tax Parcels 560-253308 & 200-003451] (“Property”);

**WHEREAS**, it is presently necessary to establish an Auditor's Certificate for acquisition costs relating to the acquisition of the Property for the Project;

**WHEREAS**, an emergency exists in the usual daily operation of the City, because it is immediately necessary to authorize the Columbus City Attorney to acquire fee simple title and lesser interests to the Property and to contract for associated professional services relating to the acquisition of the Property for the Project, which are for the immediate preservation of the public health, peace, property, and safety; **NOW, THEREFORE:**

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

**SECTION 1.** The Columbus City Attorney is authorized to acquire fee simple title and lesser interests from portions of real property located at 4573 Hayden Run Road, Columbus, Ohio [Franklin County Tax Parcels 560-253308 & 200-003451] (“Property”) for public parkland (“Project”).

**SECTION 2.** The Columbus City Attorney is authorized to contract for the associated professional services necessary to acquire the Property for this Project.

**SECTION 3.** The Columbus City Attorney is authorized to spend up to Five Hundred Forty Thousand and 00/100 U.S. Dollars (\$540,000.00), or as much as may be necessary, from the Recreation and Parks Grants Fund; Fund № 286; GRANT № 511313OCA CODE № 511313; Object Level 3: 6601, for the acquisition of the Property for the Project.

**SECTION 4.** The Columbus City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 5.** The Columbus City Auditor is authorized and directed to transfer any unencumbered balance in the Project account to the unallocated balance within the same fund upon receipt of certification by the director of the department administering this Project when the Project is completed and the monies are no longer required for this Project, except that no transfer shall be made from a project account by monies from more than one source.

**SECTION 6.** The Columbus City Auditor is authorized to establish proper project accounting numbers as appropriately needed.

**SECTION 7.** For the reasons stated in this ordinance’s preamble, which are made apart of this ordinance, 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 10 days after its passage if the Mayor neither approves nor vetoes this ordinance.