



Legislation Details (With Text)

File #: 0561-2009 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 4/7/2009 **In control:** Development Committee
On agenda: 4/20/2009 **Final action:** 4/22/2009
Title: To authorize the Director of the Department of Development to enter into a Participation Agreement with Franklin County and Brown and Prairie Townships for the Big Darby Town Center Master Plan; to authorize the expenditure of up to \$50,000 from the Division of Sewerage and Drainage Fund; and to declare an emergency. (\$50,000)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0561-2009 Town Center Consult Participation Agreement April 1 2009.pdf

Date	Ver.	Action By	Action	Result
4/22/2009	1	CITY CLERK	Attest	
4/21/2009	1	MAYOR	Signed	
4/20/2009	1	Columbus City Council	Approved	Pass
4/20/2009	1	COUNCIL PRESIDENT PRO-TEM	Signed	
4/10/2009	1	FINANCE DIRECTOR	Reviewed and Approved	
4/10/2009	1	Dev Drafter	Sent for Approval	
4/10/2009	1	Auditor Reviewer	Reviewed and Approved	
4/10/2009	1	CITY AUDITOR	Reviewed and Approved	
4/10/2009	1	Dev Drafter	Sent for Approval	
4/10/2009	1	CITY ATTORNEY	Reviewed and Approved	
4/10/2009	1	Dev Drafter	Sent to Clerk's Office for Council	
4/9/2009	1	UTILITIES DIRECTOR	Reviewed and Approved	
4/9/2009	1	Dev Drafter	Sent for Approval	
4/9/2009	1	Dev Drafter	Sent for Approval	
4/9/2009	1	DEVELOPMENT DIRECTOR	Reviewed and Approved	
4/9/2009	1	Dev Drafter	Sent for Approval	
4/9/2009	1	Finance Reviewer	Reviewed and Approved	

BACKGROUND: This ordinance authorizes the Director of the Department of Development to enter into a Participation Agreement with Franklin County and Brown and Prairie Townships for the Big Darby Town Center Master Plan. Brown Township, Prairie Township (the Townships), the city of Columbus (the City) and Franklin County (the County) are all local jurisdictions within the Franklin County portion of the Big and Little Darby Creeks' Watershed and have been involved in the Big Darby Accord planning process, a process that is intended to protect the water quality and other natural resources of this planning area while recognizing growth pressures and the rights of property owners. The Big Darby Accord designates that the development of a Town Center be a large consideration in the preservation of the Watershed in Franklin County. The Townships, the City and the County all have a direct

interest in the successful development and creation of the Town Center and desire to contract with Urban Design Associates in order to perform the various assigned duties pertaining to the creation of a detailed development plan for the Town Center within the framework of the Big Darby Accord.

The cost for hiring the consultant for this initiative is estimated to be approximately \$500,000. The City's portion shall not exceed \$50,000 (10%). The cost of hiring the consultant will be shared by all four jurisdictions and all have agreed to provide funds to finance a portion of the costs of the consultant. The funds will be provided to the County as the financial agent for the parties hereto, to pay such costs. The willingness of the Townships, the City and the County to both participate in this initiative and provide a proportionate share of funding assistance is based upon the understanding and condition that all parties adhere to each and every element and principle contained in this Agreement.

Emergency action is requested in order to avoid further delays in the planning process.

FISCAL IMPACT: Funding for the City's share of the Participation Agreement is allocated from the Division of Sewerage and Drainage Fund.

To authorize the Director of the Department of Development to enter into a Participation Agreement with Franklin County and Brown and Prairie Townships for the Big Darby Town Center Master Plan; to authorize the expenditure of up to \$50,000 from the Division of Sewerage and Drainage Fund; and to declare an emergency. (\$50,000)

WHEREAS, Brown Township, Prairie Township, city of Columbus and Franklin County are local jurisdictions within the Franklin County portion of the Big and Little Darby Creeks' Watershed (the "Watershed "); and

WHEREAS, Brown Township, Prairie Township, city of Columbus and Franklin County are parties to this agreement have been involved in the Big Darby Accord planning process, which is intended to protect the water quality and other natural resources of this planning area, while recognizing growth pressures and the rights of property owners; and

WHEREAS, the Big Darby Accord designates that the development of a Town Center be a large consideration in the preservation of the Watershed in Franklin County; and

WHEREAS, Brown Township, Prairie Township, city of Columbus, and Franklin County all have a direct interest in the successful development and creation of the Town Center; and

WHEREAS, Brown Township, Prairie Township, city of Columbus and Franklin County desire to contract with Urban Design Associates in order to perform the various assigned duties pertaining to the creation of a detailed development plan for the Town Center within the framework of the Big Darby Accord; and

WHEREAS, Brown Township, Prairie Township, city of Columbus and Franklin County desire to have Franklin County enter into an Agreement with the consultant selected by mutual agreement among the parties; and

WHEREAS, the costs for hiring the consultant for this initiative are estimated to be approximately \$500,000.00; the City of Columbus portion shall not exceed \$50,000.00 (10%); and

WHEREAS, Brown Township, Prairie Township, city of Columbus and Franklin County recognize that the costs for the hiring of the consultant should be shared by all four jurisdictions; and

WHEREAS, Brown Township, Prairie Township, city of Columbus and Franklin County have agreed to provide funds to finance a portion of the costs of the consultant, which funds shall be provided to Franklin County to be used by Franklin County, as the financial agent for the parties hereto, to pay such costs; and

WHEREAS, The willingness of Brown Township, Prairie Township, City of Columbus and Franklin County to both participate in this initiative and provide a proportionate share of funding assistance is based upon the understanding and condition that all parties adhere to each and every element and principle contained in this Agreement, and

WHEREAS, emergency action is requested in order to avoid further delays in the planning process; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to authorize the Director of the Department of Development to enter into a Participation Agreement for the Big Darby Town Center Master Plan and to authorize the expenditure of said funds, thereby preserving the public health, peace, property, safety, and welfare; and **NOW THEREFORE**,

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

Section 1. That the Director of the Department of Development is hereby authorized to enter into the Participation Agreement for the Big Darby Town Center Master Plan with Franklin County and Brown and Prairie Townships.

Section 2. That for the purpose as stated in Section 1, the expenditure of \$50,000.00 or so much thereof as may be necessary is hereby authorized to be expended from the Sewerage System Operating Fund, Department No. 60-05, Fund 650, Object Level One 03, Object Level Three 3407, OCA Code 605006.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby 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 days after passage if the Mayor neither approves nor vetoes the same.