



Legislation Details (With Text)

File #: 0847-2012 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 4/11/2012 **In control:** Recreation & Parks Committee

On agenda: 4/30/2012 **Final action:** 5/2/2012

Title: To authorize the Director of the Department of Recreation and Parks to execute the a Lease Agreement by and between the City and Frederick F. Campbell, Bishop of the Roman Catholic Diocese of Columbus, Ohio, on behalf of Our Lady of Peace Parish, an Ohio church, for the non-exclusive lease of certain portions of that city-owned, real property commonly known as Kenny Park, located at 5201 Delawanda Ave, Columbus, OH, 43214, to be utilized for under 18 youth soccer and baseball instruction, practice, education, and league play; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. LEASE AGREEMENT - CLEAN Our Lady of Peace - Kenny Park 4-5-2012, 2. Amended Lease Agreement

Date	Ver.	Action By	Action	Result
5/2/2012	1	CITY CLERK	Attest	
5/1/2012	1	MAYOR	Signed	
4/30/2012	1	COUNCIL PRESIDENT	Signed	
4/30/2012	1	Columbus City Council	Approved	Pass

The City of Columbus ("City") acting by and through its Department of Recreation and Parks desires to enter into a Lease Agreement with Frederick F. Campbell, Bishop of the Roman Catholic Diocese of Columbus, Ohio, on behalf of Our Lady of Peace Parish, ("Lessee"), an Ohio church, for the lease of certain portions of that city-owned, real property commonly known as Kenny Park ("Park"), located at 5201 Delawanda Ave, Columbus, OH 43214. Lessee wishes to utilize the Park for under 18 youth soccer and baseball instruction, practice, education, and league play. The following legislation authorizes the Director of the Department of Recreation and Parks to execute the Lease Agreement by and between the City and Frederick F. Campbell, Bishop of the Roman Catholic Diocese of Columbus, Ohio, on behalf of Our Lady of Peace Parish, for the non-exclusive use of the Park.

Fiscal Impact: N/A

Emergency Justification: Emergency action is requested to allow the execution of the Lease Agreement desired by both parties to proceed, thus allowing the City to receive funds that may be used in renovations to improve the Park's drainage and sports fields to begin without delay.

To authorize the Director of the Department of Recreation and Parks to execute the a Lease Agreement by and between the City and Frederick F. Campbell, Bishop of the Roman Catholic Diocese of Columbus, Ohio, on behalf of Our Lady of Peace Parish, an Ohio church, for the non-exclusive lease of certain portions of that city-owned, real property commonly known as Kenny Park, located at 5201 Delawanda Ave, Columbus, OH, 43214, to be utilized for under 18 youth soccer and baseball instruction, practice, education, and league play; and to declare an emergency.

WHEREAS, the City of Columbus acting by and through its Department of Recreation and Parks desires to enter into a Lease Agreement with Frederick F. Campbell, Bishop of the Roman Catholic Diocese of Columbus, Ohio, on behalf of Our Lady of Peace Parish, ("Lessee") an Ohio church, for the non-exclusive lease of certain portions of that City owned real property commonly known as Kenny Park ("Park"), located at 5201 Delawanda Ave, Columbus, OH 43214; and

WHEREAS, Lessee wishes to utilize the Park for under 18 youth soccer and baseball instruction, practice, education, and league play; 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 Recreation and Parks to execute those documents necessary to enter into a Lease Agreement with Frederick F. Campbell, Bishop of the Roman Catholic Diocese of Columbus, Ohio, on behalf of Our Lady of Peace Parish, for the non-exclusive lease of certain portions of that City owned real property commonly known as Kenny Park, located at 5201 Delawanda Ave, Columbus, OH, 43214, which are to be utilized for under 18 youth soccer and baseball instruction, practice, education, and league play 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:

Section 1. That the Director of the Department of Recreation and Parks be, and hereby is, authorized to execute those documents necessary to enter into a Lease Agreement with Frederick F. Campbell, Bishop of the Roman Catholic Diocese of Columbus, Ohio, on behalf of Our Lady of Peace Parish, an Ohio church, for the non-exclusive lease of the following described City owned real property, being part of Kenny Park, which is located at 5201 Delawanda Ave, Columbus, OH, 43214, out of Franklin County Tax Parcel № 010-013366 as depicted in the attached Lease Agreement's Exhibit "A", attached hereto and made a part hereof as though fully rewritten herein, to be utilized for under 18 youth soccer and baseball instruction, practice, education, and league play:

Section 2. That the terms and conditions of the lease shall be in form approved by the City Attorneys Office and shall include the following:

- a) as consideration for the non-exclusive use of the Park, Lessee shall pay an amount of no less than One Thousand and 00/100 U.S. Dollars (\$1,000.00) per Seasonal Term for additional lawn mowing, grass seeding and fertilization, weed control, and litter cleanup of the Park.
- b) such other terms and conditions as required and approved by the City Attorney.

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 10 days after its passage if the Mayor neither approves nor vetoes the same.