



## Legislation Details (With Text)

**File #:** 1009-2015      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 4/7/2015      **In control:** Public Service & Transportation Committee  
**On agenda:** 4/27/2015      **Final action:** 4/29/2015  
**Title:** To authorize the Director of Public Service to grant consent and propose cooperation with the Director of the Ohio Department of Transportation for the DEL-Gemini Parkway Extension, PID 95706 construction project and to declare an emergency. (\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/29/2015	1	CITY CLERK	Attest	
4/28/2015	1	MAYOR	Signed	
4/27/2015	1	COUNCIL PRESIDENT	Signed	
4/27/2015	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to grant consent and propose cooperation with the Ohio Department of Transportation (ODOT) for ODOT's DEL-Gemini Parkway Extension, PID 95706, construction project, which includes an extension of Gemini Parkway from Orion Place to Worthington Road, including reconstruction of the intersection at East Powell Road.

Construction is currently estimated to begin in Autumn 2015, and conclude in Winter 2017.

### 2. FISCAL IMPACT

The estimated cost of the project is \$8.0 million. Columbus' estimated contribution may be up to \$4.5 million paid for out of Development TIF Funds; however funding is not needed at this time. The Director of Public Service shall seek Council approval for funding at a later date.

### 3. EMERGENCY DESIGNATION

Emergency action is requested to provide consent for this project and meet ODOT's current project schedule.

To authorize the Director of Public Service to grant consent and propose cooperation with the Director of the Ohio Department of Transportation for the DEL-Gemini Parkway Extension, PID 95706 construction project and to declare an emergency. (\$0.00)

**WHEREAS**, the Ohio Department of Transportation proposes to extend Gemini Parkway from Orion Place to Worthington Road, including reconstruction of the intersection at East Powell Road; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to grant consent at the earliest possible time in order to continue the schedule established by the Ohio Department of Transportation for this project, thereby preserving the public health, peace, property, safety and welfare; now, therefore

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

The following is an Ordinance enacted by the City Council of the City of Columbus, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project.

**SECTION 1 - Project Description**

The project includes an extension of Gemini Parkway from Orion Place to Worthington Road, including reconstruction of the intersection at East Powell Road.

**SECTION 2 - Consent Statement**

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project, and the Director of Public Service shall be authorized to execute necessary agreements, as approved by the City Attorney's Office, to document said consent.

**SECTION 3 - 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 contribute up to \$4,500,000 toward the construction phase of the project subject to future approval and authorization of City Council.

**SECTION 4 - Utilities and Right-of-Way Statement**

The LPA agrees that all right-of-way and/or easements required for the described project will be acquired and/or made available in accordance with current State and Federal regulations. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees that ODOT may acquire right-of-way and/or easements in the name of the LPA.

The LPA agrees that ODOT, its contractor, or assigns may use LPA owned right-of-way and/or easements to construct the subject project.

The LPA agrees that all utility accommodation, relocation, and reimbursement will comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual.

**SECTION 5 - Maintenance**

Upon completion of the project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the 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 resources, as necessary, for the maintenance of the 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 6 - Emergency**

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 and or vetoes the same.

