



## Legislation Details (With Text)

**File #:** 0558-2010      **Version:** 1

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

**File created:** 3/29/2010      **In control:** Public Service & Transportation Committee

**On agenda:** 4/19/2010      **Final action:** 4/22/2010

**Title:** To authorize the Director of Public Service to enter into an agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this I-270 rehabilitation project for the Division of Design and Construction.(\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/22/2010	1	CITY CLERK	Attest	
4/20/2010	1	ACTING MAYOR	Signed	
4/19/2010	1	Columbus City Council	Approved	Pass
4/19/2010	1	COUNCIL PRESIDENT	Signed	
4/12/2010	1	Columbus City Council	Read for the First Time	
4/2/2010	1	SERVICE DIRECTOR	Reviewed and Approved	
4/2/2010	1	Service Drafter	Sent for Approval	
4/2/2010	1	CITY ATTORNEY	Reviewed and Approved	
4/2/2010	1	Service Drafter	Sent to Clerk's Office for Council	
4/1/2010	1	Service Reviewer	Reviewed and Approved	
4/1/2010	1	Service Drafter	Sent for Approval	
3/29/2010	1	Service Drafter	Sent for Approval	

### 1. BACKGROUND

Background: This is consent legislation with the Ohio Department of Transportation (ODOT) for a pavement rehabilitation project on the southeast side of I-270. The project proposes to perform minor rehabilitation on I-270 from 0.20 mile north of Noe-Bixby Road to 0.3 miles south of the Obetz Corporation limit and north of Alum Creek Drive. This project will include pavement repairs, resurfacing, replacing curb median with concrete barrier at the US-33 interchange, upgrade drainage, bridge repair, replacement of signs and sign trusses.(FRA-270-43.45, PID 16669)

This is an Ohio Department of Transportation interstate rehabilitation project and there are no new sidewalks or bike paths associated with this project to be constructed.

Since a portion of this project lies within the City of Columbus, this consent ordinance is necessary. Construction of this project is scheduled for summer 2012 and is scheduled to be completed by fall 2012. This legislation also authorizes the Director of Public Service to enter into the necessary agreements to complete this project.

### 2. FISCAL IMPACT

The estimated total cost of this project is \$4,900,000, which will be funded by ODOT. There is no cost to the City for this project.

To authorize the Director of Public Service to enter into an agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this I-270 rehabilitation project for the Division of Design and Construction.(\$0.00)

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

**WHEREAS**, the State has identified the need for the described project:

This project proposes to perform a minor rehabilitation project on I-270 from 0.20 miles north of Noe-Bixby Road (SLM 43.45) to 0.3 miles south of the Obetz Corporation limit and north of Alum Creek Drive (SLM 48.47). The project will include pavement repairs, resurfacing, replacing curb median with concrete barrier at the US-33 interchange, upgrade drainage, bridge repair, replacement of signs and sign trusses; now, therefore

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

### **Section 1 - Consent Statement**

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

### **Section 2 - 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 Ohio Department of Transportation shall assume and bear one hundred percent of the necessary costs of the State's highway improvement project.

In the event that the City requests certain features or appurtenances be included within the highway improvement project's design and construction, and which features and appurtenances are determined by the State and the Federal Highway Administration to be not necessary for the State's highway improvement project, the City shall, prior to the project being advertised for construction contract bidding purposes, provide appropriate documentation that its Council has appropriated, and its Auditor has certified as being available for such specific purposes, funds sufficient in amount to cover one hundred percent (100%) of the costs of incorporating such additional features or appurtenances within the State's project, including preliminary engineering, final design, right-of-way, construction and construction engineering expenses as may be directly related thereto.

### **Section 3 - Utilities and Right-of-Way Statement**

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

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

### **Section 4 - 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 5 - Authority to Sign**

The Director of Public Service of said City is hereby empowered on behalf of the City of Columbus to enter into contracts with the Director of Transportation necessary to complete the above described project.

**Section 6** - This ordinance shall take effect and be in force from and after the earliest period allowed by law.

