



Legislation Details (With Text)

File #: 0129X-2014 **Version:** 1
Type: Resolution **Status:** Passed
File created: 7/17/2014 **In control:** Public Service & Transportation Committee
On agenda: 9/8/2014 **Final action:** 9/11/2014

Title: To declare the necessity and intent to appropriate fee simple title and lesser real property interests required for the Department of Public Service, Bikeway Development - Olentangy to Alum Creek East-West Connector Phase 2 (PID 540002-100035) Public Project; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2-P, 2. 2-T

Date	Ver.	Action By	Action	Result
9/11/2014	1	CITY CLERK	Attest	
9/10/2014	1	MAYOR	Signed	
9/8/2014	1	COUNCIL PRESIDENT	Signed	
9/8/2014	1	Columbus City Council	Adopted	Pass

BACKGROUND : The City is engaged in the Department of Public Service, Bikeway Development - Olentangy to Alum Creek East-West Connector Phase 2 (PID 540002-100035) Public Project (the “Public Project”). Ordinance Number 0922-2012 previously authorized the City Attorney to spend City funds and acquire the fee simple title and lesser property interests (collectively, the “Real Estate”) necessary for the City to complete the Public Project. This resolution declares the City’s necessity and intent to appropriate the Real Estate for the Public Project.

CONTRACT COMPLIANCE № : Not applicable.

FISCAL IMPACT : Not applicable.

EMERGENCY JUSTIFICATION : Emergency action is requested to allow for the City’s acquisition of the Real Estate in order to complete Public Project without unnecessary delay, which will preserve the public peace, health, property, safety, and welfare.

To declare the necessity and intent to appropriate fee simple title and lesser real property interests required for the Department of Public Service, Bikeway Development - Olentangy to Alum Creek East-West Connector Phase 2 (PID 540002-100035) Public Project; and to declare an emergency. (\$0.00)

WHEREAS , it is in the City’s best interest to declare the City’s necessity and intent to appropriate the fee simple title and lesser property interests (*i.e.* “Real Estate”) being acquired by the City Attorney for the City’s Department of Public Service, Bikeway Development - Olentangy to Alum Creek East-West Connector Phase 2 (PID 540002-100035) Public Project (*i.e.* “Public Project”);

WHEREAS , an emergency exists in the usual daily operation of the City, because declaring the City’s immediate

necessity and intent to appropriate the Real Estate for the Public Project prevents delay in completing the Public Project, which will preserve the public peace, property, health, welfare, and safety; and **now, therefore** ,

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

SECTION 1. Pursuant to the City’s Charter, Columbus City Revised Code, Chapter 909 (1959), Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, the City declares the necessity and intent of the City to appropriate fee simple title and lesser real property interests to the following listed parcels of real property (collectively, the “Real Estate”), which are **(i)** fully described in their associated exhibits; **(ii)** fully incorporated into this resolution for reference; and **(iii)** immediately necessary and required for the City’s Department of Public Service, Bikeway Development - Olentangy to Alum Creek East-West Connector Phase 2 (PID 540002-100035) Public Project (the “Public Project”):

(EXHIBIT)...(PUBLIC PROJECT PARCEL IDENTIFICATION)

- (1) (2-P)
- (2) (2-T)

SECTION 2. The City Attorney is authorized to cause a written notice of this resolution’s adoption to be served in the manner provided by law upon the owner(s), person(s) in possession, or person(s) possessing a real or possible real property interest of record in the Real Estate required for the Public Project.

SECTION 3. For the reasons stated in the preamble of this resolution, which are made a part of this resolution, this resolution 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 ten days after its passage if the Mayor neither approves nor vetoes this resolution.