



## Legislation Text

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**File #: 0833-2012, Version: 1**

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### **1. BACKGROUND**

This ordinance authorizes The Director of Public Service to enter into an agreement with the Ohio Department of Transportation (ODOT) for the Pedestrian Safety Improvements - Hague/Valleyview Safe Routes to Schools (SRTS) project on Hague Avenue and Valleyview Drive.

This project proposes to construct pedestrian improvements on Valleyview Drive from approximately Brinker Avenue to Hague Avenue; and on Hague Avenue from approximately Carol Avenue to Valleyview Drive. The project also proposes to replace the culvert on Hague Avenue north of Carol Avenue. (FRA-Hague/Valleyview Pedestrian Improvements, PID 88430)

### **2. FISCAL IMPACT**

Franklin County will Fund 80% of the design and construction of the culvert portion of this project, estimated to be \$39,082.23 for design and \$320,000.00 for construction. The anticipated balance of the project construction will be funded by a Safe Routes to School grant in the amount of \$500,000.00.

To authorize the Director of Public Service to enter into agreement with the Director of the Ohio Department of Transportation and to grant consent and propose cooperation with the State of Ohio for this pedestrian safety and culvert replacement project on Hague Avenue and Valleyview Drive. (\$0.00)

The following ordinance enacted by the City of Columbus, Ohio, hereinafter referred to as the Legislative Authority or Local Public Agency or "LPA", in the matter of the stated described project.

This project proposes to construct pedestrian improvements on Valleyview Drive from approximately Brinker Avenue to Hague Avenue; and on Hague Avenue from approximately Carol Avenue to Valleyview Drive. The project also proposes to replace the culvert on Hague Avenue north of Carol Avenue. This project is partially funded by the ODOT Safe Routes to School (SRTS) program; now, therefore

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

#### **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 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 shall assume and bear one hundred percent (100%) of the costs of preliminary engineering; right-of-way and utility relocation (if applicable). Further, the City shall assume and bear one hundred percent (100%) of the total cost of Construction less the amount of federal funds set aside by the Director of Transportation and the Federal Highway Administration;

The City agrees to assume and bear one hundred percent (100%) of the total cost of those features requested by the City which are not necessary for the improvement as determined by the State and Federal Highway Administration;

In the event that the City requests certain features or appurtenances be included within the transportation 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 transportation 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 of the costs of incorporating such additional features or appurtenances within the project, including preliminary engineering, final design, right-of-way, construction and construction engineering expenses as may be directly related thereto;

The City agrees to act as the lead agency for the Village of Valleyview for the portion of the project within the Village's corporate limits;

The City agrees to act as the lead agency for Franklin County for the portion of the project under the county's jurisdiction.

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

The LPA 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. The LPA also understands that right-of-way costs include eligible utility costs. The LPA agrees that all utility accommodation, relocation, and reimbursement shall comply with the current provisions of 23 CFR 645 and the ODOT Utilities Manual. The City agrees to acquire all right of way for the project within the corporate limits of the Village of Valleyview.

### **SECTION 4 - Maintenance**

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described 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.