



## Legislation Text

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**File #: 2328-2011, Version: 1**

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### **1. BACKGROUND**

This ordinance authorizes The Director of Public Service to enter into an agreement and cooperate with the Ohio Department of Transportation (ODOT) for a construction project to rehabilitate and resurface SR317 from the east end of the bridge over Big Walnut Creek to Saltzgaber Road.

Construction for this project is estimated to begin in the Spring of 2013.

### **2. FISCAL IMPACT**

The estimated cost of the construction of this project is \$950,000.00. The estimated cost to the City of Columbus for this project is \$46,000.00

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 bridge rehabilitation and resurfacing project on SR317. (\$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.

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

This project proposes to rehabilitate and resurface SR317 from the east end of the bridge over Big Walnut Creek to Saltzgaber Road; 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 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 assume and bear one hundred percent (100%) of the cost of preliminary engineering.

The City agrees to assume and bear one hundred percent (100%) of the cost of Right-of-Way and 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 on 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.

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

The LPA agrees to acquire and/or make available to ODOT, in accordance with current State and Federal regulations, all necessary right-of-way required for the described project. The LPA also understands that right-of-way costs include eligible utility costs.

The LPA agrees to be responsible for all utility accommodation, relocation and reimbursement and agrees that all such accommodations 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 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.