



## Legislation Details (With Text)

**File #:** 0793-2015      **Version:** 1

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

**File created:** 3/12/2015      **In control:** Public Service & Transportation Committee

**On agenda:** 3/30/2015      **Final action:** 4/2/2015

**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 FRA-161-17.30, PID 79664 construction project and to declare an emergency. (\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
4/2/2015	1	ACTING CITY CLERK	Attest	
4/1/2015	1	MAYOR	Signed	
3/30/2015	1	COUNCIL PRESIDENT	Signed	
3/30/2015	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 FRA-161-17.30, PID 79664 construction project, which includes resurfacing pavement and performing pavement repairs on SR-161 from Little Turtle Way to just west of the Licking County Line.

Construction is currently estimated to begin in Summer 2015, and conclude in Summer 2016.

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

### 2. FISCAL IMPACT

The estimated cost of the project is \$4.0 million. There is not any cost to Columbus for this project.

### 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 FRA-161-17.30, PID 79664 construction project and to declare an emergency. (\$0.00)

**WHEREAS**, the Ohio Department of Transportation proposes to resurface pavement and perform pavement repairs on

SR-161 from Little Turtle Way to just west of the Licking County Line; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize consent 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:**

**SECTION 1 - Project Description**

Resurface pavement and perform pavement repairs on SR-161 from Little Turtle Way to just west of the Licking County Line.

**SECTION 2 - Consent Statement**

This ordinance authorizes the Director of Public Service to grant consent to the Director of the Ohio Department of Transportation to complete the above described project.

**SECTION 3 - Cooperation Statement**

This ordinance authorizes the Director of Public Service to cooperate with the Director of the Ohio Department 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 (100%) of the cost of preliminary engineering, right-of-way, and construction.

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.

**SECTION 4 - 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 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.