



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 5/15/2015 **In control:** Recreation & Parks Committee

On agenda: 6/8/2015 **Final action:** 6/9/2015

Title: To authorize the director of Columbus Recreation and Parks Department to execute and acknowledge any necessary instrument(s), as approved by the City Attorney, to quit claim grant to the State of Ohio, Department of Transportation, certain fee simple title and lesser real property interests from portions of Glen Echo Park in consideration of Three Hundred and 00/100 U.S. Dollars (\$300.00) in order to complete the Indianola Avenue FRA-23-15.56 (PID 88610) Public Project; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ex A 16T

| Date | Ver. | Action By | Action | Result |
|----------|------|-----------------------|----------|--------|
| 6/9/2015 | 1 | MAYOR | Signed | |
| 6/9/2015 | 1 | CITY CLERK | Attest | |
| 6/8/2015 | 1 | COUNCIL PRESIDENT | Signed | |
| 6/8/2015 | 1 | Columbus City Council | Approved | Pass |

BACKGROUND :

The City owns real property in the vicinity of Parkview Drive and U.S. 23 (Indianola Ave.), Columbus, Ohio 43202 commonly known as Glen Echo Park ("Park"), which is managed by the Columbus Recreation and Parks Department (CRPD). The State of Ohio, Department of Transportation ("ODOT") is undertaking the Indianola Avenue FRA-23-15.56 (PID 88610) Public Project in order to rehab the existing Indianola Bridge over Glen Echo Ravine and to conduct minor asphalt roadway approach work (collectively, "Public Project"). Furthermore, ODOT is required to acquire certain temporary real property interests from portions of the Park ("Real Estate") in order to complete the Public Project. Specifically, ODOT will temporarily use the Real Estate to seal and patch bridge walls for the Public Project.

CRPD, after reviewing this matter, supports granting the Real Estate to ODOT in consideration (i) of payment in the amount of Three Hundred and 00/100 U.S. Dollars (\$300.00); and (ii) that the Public Project will improve the safety of the Park's adjacent public right-of-way. Accordingly, this ordinance authorizes the director of CRPD on behalf of the City to execute and acknowledge any necessary instrument(s), as approved by the City Attorney, in order to quit claim grant the Real Estate to ODOT.

CONTRACT COMPLIANCE No : Not applicable.

FISCAL IMPACT : The City's receipt of the Three Hundred and 00/100 U.S. Dollars (\$300.00) from ODOT will be deposited with the Recreation and Parks Permanent Improvement Fund, Fund Number 747.

EMERGENCY JUSTIFICATION : Emergency action is requested to allow for ODOT to complete the Public Project without unnecessary delay, which will preserve the public peace, health, property, safety, and welfare.

To authorize the director of Columbus Recreation and Parks Department to execute and acknowledge any necessary instrument(s), as approved by the City Attorney, to quit claim grant to the State of Ohio, Department of Transportation, certain fee simple title and lesser real property interests from portions of Glen Echo Park in consideration of Three Hundred and 00/100 U.S. Dollars (\$300.00) in order to complete the Indianola Avenue FRA-23-15.56 (PID 88610) Public Project; and to declare an emergency. (\$0.00)

WHEREAS , it is in the City's best interest to support the State of Ohio, Department of Transportation (*i.e.* ODOT), Indianola Avenue FRA-23-15.56 (PID 88610) Public Project (*i.e.* Public Project);

WHEREAS , it is the City's intent to support ODOT and its Public Project by granting ODOT certain temporary real property interests (*i.e.* Real Estate) from a portion of Glen Echo Park (*i.e.* Park);

WHEREAS , it is in the City's best interest to grant ODOT the Real Estate in consideration (i) of payment in the amount of Three Hundred and 00/100 U.S. Dollars (\$300.00); and (ii) that the Public Project will improve the safety of the Park's adjacent public right-of-way;

WHEREAS , it is the City's intent for the City Attorney to approve all instrument(s) associated with this ordinance;

WHEREAS , an emergency exists in the usual daily operation of the Department of Recreation and Parks in the it is immediately necessary to authorize the granting of the Real Estate to prevent unnecessary delay in ODOT 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. The director of the Columbus Recreation and Parks Department (CRPD) is authorized to execute and acknowledge any instrument(s) necessary to quit claim grant to the State of Ohio, Department of Transportation (*i.e.* ODOT), a one (1) year temporary construction easement (Public Project Parcel № 16-T) to use a 0.008 acre, more or less, portion of the City's real property located in the vicinity of Parkview Drive and U.S. 23 (Indianola Ave.), Columbus, Ohio 43202 commonly known as Glen Echo Park (*i.e.* Park), as described in the two (2) page attachment, Exhibit-A, which is fully incorporated into this ordinance for reference, in order for ODOT to complete the Indianola Avenue FRA-23-15.56 (PID 88610) Public Project (*i.e.* Public Project).

SECTION 2. The granting of the Easement to ODOT is contingent upon the City's receipt of consideration of Three Hundred and 00/100 U.S. Dollars (\$300.00) from ODOT, which will be deposited with the Recreation and Parks Permanent Improvement Fund, Fund Number 747, OCA Number 747999.

SECTION 3. The City Attorney is required to approve all instrument(s) associated with this ordinance prior to the director of CRPD executing and acknowledging any of those instrument(s).

SECTION 4. For the reasons stated in the preamble of this ordinance, which are made a part of this ordinance, this ordinance is declared an emergency measure and shall take effect and be in force from and after this ordinance's passage and approval by the Mayor, or ten (10) days after this ordinance's passage if the Mayor neither approves nor vetoes this ordinance.