



Legislation Details (With Text)

File #: 2981-2015 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 11/18/2015 **In control:** Public Service & Transportation Committee

On agenda: 12/7/2015 **Final action:** 12/8/2015

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-161-5.77 project, PID 101775 project, the purpose of which is to perform a study of the SR-161 corridor through Linworth Road; and to declare an emergency. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
12/8/2015	1	CITY CLERK	Attest	
12/8/2015	1	MAYOR	Signed	
12/7/2015	1	COUNCIL PRESIDENT	Signed	
12/7/2015	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 the FRA-161-5.77 project, PID 101775, the purpose of which is to perform a study of the SR-161 corridor through Linworth Road. Potential improvements to be studied include a grade separation with the railroad, roadway widening, pedestrian and bikeway facilities and various safety improvements.

ODOT will ask the City to approve final legislation for the project at a later date prior to the anticipated start of the project in summer 2016. At that time, ODOT shall request a financial contribution from the City for the project. That expenditure will be authorized under a separate ordinance.

2. FISCAL IMPACT

The estimated cost of the project is \$600,000.00, with the City contributing \$270,000.00 toward that effort. Payment to ODOT shall be authorized under a separate ordinance.

3. EMERGENCY DESIGNATION

Emergency action is requested to allow ODOT to maintain the planned project schedule and promote highway safety.

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-161-5.77 project, PID 101775 project, the purpose of which is to perform a study of the SR-161 corridor through Linworth Road; and to declare an emergency. (\$0.00)

WHEREAS, the Ohio Department of Transportation proposes to perform a study of the SR-161 corridor through

Linworth Road. Potential improvements to be studied include a grade separation with the railroad, roadway widening, pedestrian and bikeway facilities and various safety improvements; 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 and cooperation for this project in order to maintain the scheduled established by the Ohio Department of Transportation, 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. That this is an Ordinance enacted by the City Council of the City of Columbus, Ohio, hereinafter referred to as the Local Public Agency (LPA), in the matter of the stated described project described below:

Project Description:

The FRA-161-5.77 project, PID 101775, proposes to perform a study of the SR-161 corridor through Linworth Road. Potential improvements to be studied include a grade separation with the railroad, roadway widening, pedestrian and bikeway facilities and various safety improvements.

SECTION 2. Consent Statement - That, being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

SECTION 3. Cooperation Statement - That the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The LPA 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 necessary costs of the STATE's highway improvement project; the LPA's share of the cost for the study is estimated to be \$270,000.00.

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

SECTION 4. Utilities and Right-of-Way Statement - That 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 - That 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 laws, including, but not limited to, Title 23, U.S.C., Section 116; (2) provide ample financial provisions, 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. Authority to Sign - That the Director of the Department of Public Service is hereby empowered on behalf of the City of Columbus, LPA, to enter into contracts with the Director of Transportation necessary to complete the above described project.

SECTION 7. 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.