



## Legislation Details (With Text)

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

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**On agenda:** 10/2/2017      **Final action:** 10/5/2017

**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 resurfacing of SR 750 from SR 315 (Olentangy River Road) to CR 10 (South Old State Road); and to declare an emergency. (\$0.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/5/2017	1	CITY CLERK	Attest	
10/4/2017	1	MAYOR	Signed	
10/2/2017	1	COUNCIL PRESIDENT	Signed	
10/2/2017	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 DEL-750-4.43 Urban Paving project, PID 102832.

The aforementioned project encompasses the resurfacing of SR 750 from SR 315 (Olentangy River Road) to CR 10 (South Old State Road) and is slated to commence in early 2018. This project is part of the ODOT Urban Paving Initiative, which requires the local municipality (Columbus) to contribute 20% of the total cost of surface treatment for the portion of the project within its corporation limits. Additionally, the City is required to contribute 100% of the cost of non-surface related items such as curbs, gutters, utility relocation expenses, and partial and full-depth pavement repairs. Based upon initial cost estimates, the City's contribution for this project is estimated to be \$30,000.00. This estimate does not include any 100% City-funded items. This is a preliminary estimate and is subject to change. Once final plans are developed and quantity splits are determined, the City will be notified of its share of the project cost. At that time, the Director of Public Service shall seek Council approval to encumber and expend funds to support the local share of estimated construction costs.

This preliminary legislation is required by ODOT to show the City supports the project. If Council approves this legislation, ODOT will develop final cost estimates. ODOT currently estimates the cost of the entire project to be \$984,000.00.

### 2. FISCAL IMPACT

The City has agreed to contribute \$30,000.00 toward the aforementioned effort based on initial cost estimates, which are subject to change; however, funding is not needed for that purpose at this time. Payment to ODOT shall be authorized under a separate ordinance after final cost estimates have been determined.

### 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 resurfacing of SR 750 from SR 315 (Olentangy River Road) to CR 10 (South Old State Road); and to declare an emergency. (\$0.00)

**WHEREAS**, the Ohio Department of Transportation proposes resurfacing SR 750 from SR 315 (Olentangy River Road) to CR 10 (South Old State Road) as part of its Urban Paving Initiative; and

**WHEREAS**, a portion of this improvement project is within the Columbus corporate boundaries; and

**WHEREAS**, it is necessary to authorize the Director of Public Service to grant consent and to agree to cooperate with the Ohio Department of Transportation in this effort; 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:**

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

**SECTION 1 - Project Description**

WHEREAS, the STATE has identified the need for the described project:

This project proposes to resurface SR 750 from SR 315 (Olentangy River Road) to CR 10 (South Old State Road).

**SECTION 2 - Consent Statement**

Being in the public interest, the LPA gives consent to the Director of Transportation to complete the above described project.

**SECTION 3 - 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 Ohio Department of Transportation shall assume and bear one hundred percent (100%) of the necessary costs of the State's highway improvement project; the City's share of the cost for the pavement surface treatment is estimated to be \$30,000.00.

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 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 Public Service Director 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 7 - 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.