



Legislation Details (With Text)

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Title: To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to complete the Blueprint Miller-Kelton-Kent-Fairwood Permeable project. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2T 1490_E_Livingston_desc, 2. 9T 898_Bulen_desc, 3. 13T 818_Bulen_desc, 4. 14T 812_Bulen_desc, 5. 16T 800_Bulen_desc, 6. 17T 793_Bulen_desc, 7. 19T 782_Bulen_desc, 8. 23T 737_Bulen_desc, 9. 24T 734_Bulen_desc, 10. 25T 731_Bulen_desc, 11. 26T 715_Bulen_desc, 12. 27T 668_Bulen_desc, 13. 32T 646_Bulen_desc, 14. 39T 584_Bulen_desc, 15. 40T 578_Bulen_desc, 16. 43T 565_Bulen_desc, 17. 49T 503_Bulen_desc, 18. 50T 1789_E_Main_desc

Date	Ver.	Action By	Action	Result
10/20/2022	1	CITY CLERK	Attest	
10/19/2022	1	MAYOR	Signed	
10/17/2022	1	COUNCIL PRESIDENT	Signed	
10/17/2022	1	Columbus City Council	Adopted	Pass
10/10/2022	1	Columbus City Council	Read for the First Time	

BACKGROUND: The City's Department of Public Utilities ("DPU") is performing the Blueprint Miller-Kelton-Kent-Fairwood Permeable Pavers (CIP 650870-162002) project ("Public Project"). The City must acquire certain fee simple title and lesser real estate located in the vicinity of Lilley Avenue and Bulen Avenue (collectively, "Real Estate") in order for DPU to timely complete the Public Project. The City passed Ordinance Number 1751-2021 authorizing the City Attorney to acquire the Real Estate. Furthermore, the City also adopted Resolution 0141X-2022 establishing the City's intent to appropriate the Real Estate. The City must now acquire additional Real Estate that was not included in the prior Resolution. Accordingly, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation.

CONTRACT COMPLIANCE: Not applicable.

FISCAL IMPACT: Not applicable.

EMERGENCY JUSTIFICATION: Not applicable.

To declare the City's necessity and intent to appropriate and accept certain fee simple title and lesser real estate in order to complete the Blueprint Miller-Kelton-Kent-Fairwood Permeable project. (\$0.00)

WHEREAS, the City intends to improve certain public (sewer or water) infrastructure by allowing the Department of

Public Utilities (“DPU”) to engage in the Blueprint Miller-Kelton-Kent-Fairwood Permeable Pavers (CIP 650870-162002) project (“Public Project”); and

WHEREAS, the City intends for the City Attorney to acquire the necessary fee simple title and lesser real estate located in the vicinity of Lilley Avenue and Bulen Avenue (“Real Estate”) in order to complete the Public Project; and

WHEREAS, the City intends for the Real Estate’s acquisition to help make, improve, or repair certain portions of public sewer infrastructure and associated appurtenances; and

WHEREAS, the City intends to appropriate and accept the Real Estate in the event the City Attorney is unable to (i) locate the owners of the Real Estate, or (ii) agree with the owners of the Real Estate in good faith regarding the amount of just compensation; and **now, therefore:**

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City, pursuant to the City’s Charter, Columbus City Revised Code, Chapter 909 (1959), Constitution of the state of Ohio, and Ohio Revised Code, Chapter 719, declares the necessity and intent to appropriate and accept the fee simple title and lesser real estate to the following listed parcels (“Real Estate”), which are fully described in their associated exhibits and incorporated into this resolution for reference, in order for the Department of Public Utilities (“DPU”) to complete the Blueprint Miller-Kelton-Kent-Fairwood Permeable Pavers (CIP 650870-162002) project (“Public Project”).

(Exhibit) ... (Public Project Parcel Identification) ... (Real Estate)

- | | | |
|-----|------|-------------------------------|
| 1) | 2-T | (24-Month Temporary Easement) |
| 2) | 9-T | (24-Month Temporary Easement) |
| 3) | 13-T | (24-Month Temporary Easement) |
| 4) | 14T | (24-Month Temporary Easement) |
| 5) | 16T | (24-Month Temporary Easement) |
| 6) | 17T | (24-Month Temporary Easement) |
| 7) | 19T | (24-Month Temporary Easement) |
| 8) | 23T | (24-Month Temporary Easement) |
| 9) | 24T | (24-Month Temporary Easement) |
| 10) | 25T | (24-Month Temporary Easement) |
| 11) | 26T | (24-Month Temporary Easement) |
| 12) | 27T | (24-Month Temporary Easement) |
| 13) | 32T | (24-Month Temporary Easement) |
| 14) | 39T | (24-Month Temporary Easement) |
| 15) | 40T | (24-Month Temporary Easement) |
| 16) | 43T | (24-Month Temporary Easement) |
| 17) | 49T | (24-Month Temporary Easement) |
| 18) | 50T | (24-Month Temporary Easement) |

SECTION 2. That the City Attorney is authorized to cause a written notice of this resolution’s adoption to be served in the manner provided by law upon the owner(s), person(s) in possession, or person(s) possessing a real or possible real property interest of record in the Real Estate.

SECTION 3. That this resolution shall take effect and be in full force and effect from and after the earliest period allowed by law.