

ORDINANCE NO. 18-2013

Amending Ordinance No. 32-2012 (As Amended) to Adjust the Annual Budget by Providing for an Appropriation from the Capital Improvements Fund Unappropriated Balance to Pay the Cost of City Improvements to the Interchange at IR270 and US23 and Authorizing the City Manager to Execute Agreements with the Ohio Department of Transportation (ODOT) for the Construction and Maintenance of Such Improvements (Project #564-10).

WHEREAS, on July 18, 2011, the City passed Ordinance No. 27-2011, proposing cooperation with the Ohio Director of Transportation (“Director of Transportation”) and giving consent to ODOT for the planning, design and construction of improvements to the interchange at IR 270 and US 23 (FRA-IR270 North Projects, PID 81746, 81747, 81748) (the “Project”); and,

WHEREAS, the work includes additional lanes, storm sewer work, construction of bridges, traffic control, lighting, reconstruction of various local roads, utility work, and the separation of local and thru traffic on US 23 NB with the construction of depressed express lanes, lying within the City of Worthington; and,

WHEREAS, certain portions of the Project also include specialized street lighting and railings and other aesthetic improvements located in the highway right-of-way from the bridge over IR270 south to Wilson Bridge Road, which portions ODOT requires the City to maintain; and,

WHEREAS, the City of Worthington shall continue to cooperate with the Director of Transportation in the above described project by participating in 100% of the construction cost of those items shown in the construction plan for the City; and,

WHEREAS, the City shall have no financial obligation in the remainder of the Project except as shown on the construction plans; and,

WHEREAS, the estimated cost of the City’s share of the Project is Two Hundred Twenty-Four Thousand Four Hundred Seventy Dollars (\$224,470.00), subject to adjustment when the actual costs of the City’s share are determined; and,

WHEREAS, the Director of Transportation has approved the City’s consent legislation and has caused plans and specifications to be made, with the estimate of costs and expenses, and has transmitted the same to the City; and,

WHEREAS, the City desires that the Director of Transportation proceed with the aforesaid highway improvement.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Municipality of Worthington, County of Franklin, State of Ohio:

ORDINANCE NO. 18-2013

SECTION 1. That there be and hereby is appropriated from the Capital Improvements Fund Unappropriated Balance to Account No. 308.8150.533283 (Project #564-10) the sum of Two Hundred Forty-Seven Thousand Dollars (\$247,000.00) to pay the cost and expense of the City's estimated share of the improvements of the Project upon the requisition of the Director of Transportation, such share of the cost and expense as shall be over and above the amount to be paid from federal funds.

SECTION 2. The City Manager is hereby authorized to execute and deliver: (i) a contract with ODOT providing for the payment by the City of the sum of money herein appropriated for the Project and (ii) a contract with ODOT for the maintenance and/or replacement of the specialized decorative railing, specialized street lighting and other aesthetic improvements constructed as part of the Project and shown in the construction plans.

SECTION 3. The City Manager, the Director of Finance and the City Engineer, and any other City official, as appropriate, are each authorized and directed to sign any other documents, instruments or certificates and to take such actions as are necessary or appropriate to effectuate the City's participation in the Project

SECTION 4. The City of Worthington hereby requests the Ohio Director of Transportation to proceed with the aforesaid highway improvement.

SECTION 5. The Clerk of Council is hereby directed to deliver a fully executed and certified copy of this Ordinance to the Ohio Director of Transportation.

SECTION 6. That notice of passage of this Ordinance shall be posted in the Municipal Administration Building, the Worthington Library, the Griswold Center and the Worthington Community Center and shall set forth the title and effective date of the Ordinance and a statement that the Ordinance is on file in the office of the Clerk of Council. This Ordinance shall take effect and be in force from and after the earliest period allowed by law and by the Charter of the City of Worthington, Ohio.

Passed June 3, 2013

[Signature on File]
President of Council

Attest:

[Signature on File]
Clerk of Council

Introduced May 20, 2013
P.H. June 3, 2013
Effective June 26, 2013