



City of Gahanna

200 South Hamilton
Road
Gahanna, Ohio 43230

Signature

Ordinance: ORD-0058-2024

File Number: ORD-0058-2024

AN ORDINANCE AUTHORIZING THE MAYOR TO PROVIDE CONSENT AND ENTER A PARTICIPATORY AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR BRIDGE REPLACEMENT ON WYNNE RIDGE COURT

WHEREAS, the City of Gahanna and the Ohio Department of Transportation (ODOT) have been working jointly on plans for a bridge replacement project on Wynne Ridge Court over Beem Ditch; and

WHEREAS, as part of this partnership, ODOT requests that the City pass legislation pledging its commitment to participate financially; and

WHEREAS, the local share will be responsible for five percent of the project cost, plus 100 percent of anything over the project cap of \$1.8 million; and

WHEREAS, funding is planned as part of the 2025 Capital Budget request to align with ODOT's planned construction schedule, which is slated to commence in the summer of 2025.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GAHANNA, COUNTY OF FRANKLIN, STATE OF OHIO:

Section 1. That the Mayor is hereby authorized to provide consent and enter into a participatory agreement with ODOT for the Wynne Ridge Court bridge replacement (FRA-Wynne Ridge Court; PID 116417); said consent legislation and project more particularly described in EXHIBIT A attached hereto and made a part herein.

Section 2. That this Ordinance shall be in full force and effect after passage by this Council and 30 days after signature of approval by the Mayor.

At a regular meeting of the City Council on October 7, 2024, 2024, a motion was made by Schnetzler, seconded by Renner, that the Ordinance be Adopted. The vote was as follows:

Ms. Bowers, yes; Ms. Jones, yes; Ms. McGregor, yes; Ms. Padova, yes;
Mr. Renner, yes; Mr. Schnetzler, yes; Mr. Weaver, Absent.

President

Merisa K. Bowers

Date

10/7/24

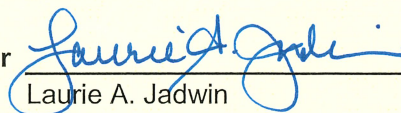
Attest by

Jeremy A. VanMeter
Clerk of Council

Date

10-7-2024

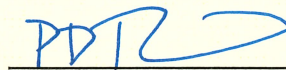
Approved by the Mayor


Laurie A. Jadwin

Date

10.7.2024

Approved as to Form


Priya D. Tamilarasan
City Attorney

Date

10/7/24



ORD-0058-2024
EXHIBIT A

OHIO DEPARTMENT OF TRANSPORTATION
Mike DeWine, Governor Jack Marchbanks, Ph.D., Director

District 6
400 E. William St., Delaware, OH 43015
740-833-8000
transportation.ohio.gov

August 6, 2024

Tom Komlanc & Paige Wright
City of Gahanna
200 S. Hamilton Rd.
Gahanna, Ohio 43230

**RE: Preliminary Participatory Legislation
FRA Wynne Ridge Court, PID 116417**

Dear Mr. Komlanc and Ms. Wright:

Enclosed is a sample preliminary participatory legislation document for an upcoming bridge replacement project on Wynne Ridge Court over Beem Ditch. Tentatively, the construction work will begin during the Summer of 2025.

If you have questions regarding the estimates or scope for this project, please contact Michele Risko at (Michele.Risko@dot.ohio.gov).

After your preparation and approval of the legislation document, please forward it to the Council for their necessary action. After the legislation has been executed, please return an electronic copy to my email address (below).

To assure that project development proceeds in a timely manner, the legislation will need to be fully executed and returned to this office prior to December 16th, 2024. If you have any questions, please feel free to contact me at 740-833-8032 or via e-mail at Melissa.Anderson@dot.ohio.gov.

Respectfully,

Melissa Anderson
Program Administrator
ODOT D6 Capital Programs

Attachments*

C: Legislation file*, M. Risko*

PRELIMINARY PARTICIPATORY LEGISLATION

RC 5521.01

Ordinance/Resolution# ORD-0058-2024

PID No. 116417

County/Route/Section FRA-Wynne Ridge Court

The following is an Ordinance enacted by the City of Gahanna of Franklin
(An Ordinance/a Resolution) (Local Public Agency)
County, Ohio, hereinafter referred to as the Local Public Agency (LPA).

SECTION I - Project Description

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

bridge replacement project on Wynne Ridge Court over Beem Ditch

NOW, THEREFORE, be it ordained by the City of Gahanna of Franklin County, Ohio.
(LPA)

SECTION II - Consent Statement

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

SECTION III - Cooperation Statement

The LPA shall cooperate with the Director of Transportation in the above-described project as follows:

The LPA will be responsible for 5% of the project cost, plus 100% of anything over the project cap of \$1.8 million.

The LPA further agrees to pay One Hundred Percent (100%) of the cost of those features requested by the LPA which are determined by the State and Federal Highway Administration to be unnecessary for the Project.

The LPA further agrees that change orders and extra work contracts required to fulfill the construction contracts shall be processed as needed. The State shall not approve a change order or extra work contract until it first gives notice, in writing, to the LPA. The LPA shall contribute its share of the cost of these items in accordance with other sections herein.

SECTION IV - Maintenance

Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal law, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described 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 V - Authority to Sign

The Mayor of said City of Gahanna is hereby empowered on
(Contractual Agent) (LPA)
behalf of the City of Gahanna to enter into contracts with ODOT pre-qualified consultants
(LPA)
for the preliminary engineering phase of the Project and to enter into contracts with the Director of Transportation necessary to complete the above described project.

Upon the request of ODOT, the Mayor is also empowered to assign all rights,
(Contractual Agent)
title, and interests of the City of Gahanna to ODOT arising from any agreement with its
(LPA)
consultant in order to allow ODOT to direct additional or corrective work, recover damages due to errors or omissions, and to exercise all other contractual rights and remedies afforded by law or equity.

The LPA agrees that if Federal Funds are used to pay the cost of any consultant contract, the LPA shall comply with 23 CFR 172 in the selection of its consultant and the administration of the consultant contract. Further the LPA agrees to incorporate ODOT's "Specifications for Consulting Services" as a contract document in all of its consultant contracts. The LPA agrees to require, as a scope of services clause, that all plans prepared by the consultant must conform to ODOT's current design standards and that the consultant shall be responsible for ongoing consultant involvement during the construction phase of the Project. The LPA agrees to include a completion schedule acceptable to ODOT and to assist ODOT in rating the consultant's performance through ODOT's Consultant Evaluation System.

Passed: October 7, 2024
(Date)

Attested: Jeremy A. Van Meter
(Clerk)

Laurie J. ...
(Officer of LPA - Mayor)

Attested: PDT
(City Attorney)

Meissa K. Bowers
(President of Council)

This N/A is hereby declared to be an emergency measure to
(Ordinance/Resolution)
expedite the highway project(s) and to promote highway safety. Following appropriate legislative action, it shall take effect and be in force immediately upon its passage and approval, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

CERTIFICATE OF COPY
STATE OF OHIO

City of Gahanna of Franklin County, Ohio,
(LPA)
Jeremy A. VanMeter, as Clerk of the City of Gahanna
(LPA)
of Franklin County, Ohio, do hereby certify that the forgoing is a true and
correct copy of ORD-0058-2024 adopted by the legislative Authority of the said
(Ordinance/Resolution)
City of Gahanna on the 7th day of October, 20 24
(LPA)
that the publication of such ORD-0058-2024 has been made and certified of
(Ordinance/Resolution)
record according to law; that no proceedings looking to a referendum upon such
ORD-0058-2024 have been taken; and that such ORD-0058-2024
(Ordinance/Resolution) (Ordinance/Resolution)
and certificate of publication thereof are of record in Ordinance Page 0058-2024
(Ordinance/Resolution Record No.)

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal, if
applicable, this 7th day of October, 20 24

CITY SEAL



Jeremy A. VanMeter
Clerk

City of Gahanna of Franklin County, Ohio
(LPA)
(If the LPA is described, then the "City Seal" is required. If no Seal, then a letter stating "No
Seal is required to accompany the executed legislation.")

The foregoing is accepted as a basis for proceeding with the project herein described.
For the City of Gahanna of Franklin County, Ohio
(LPA)

Attest: Melissa R Bowers President, City Council, Date 10/7/24

For the State of Ohio

Attest: _____, Date _____
Director, Ohio Department of Transportation