

EMERGENCY

City of Cincinnati

CHM

AWB

An Ordinance No. \_\_\_\_\_

- 2022

**AMENDING** Ordinance No. 0174-2021 to increase the amount of compensation to be paid to the City by the State of Ohio, Department of Transportation for the purchase of certain interests in real property located adjacent to Interstate 75 in the Central Business District and West End neighborhood of Cincinnati in connection with transportation improvement project HAM 75 – 00.22.

WHEREAS, on May 19, 2021, Council approved Ordinance No. 0174-2021 authorizing the City to convey certain interests in real property designated by the Ohio Department of Transportation (“ODOT”) as HAM 75 – 00.22 Project Parcels 20 WL, 21 WL, 76 WL, 77 WL, 78 WL, 79 WL, 80 WL, and 83 WL and perpetual subsurface easements in certain real property designated by ODOT as HAM 75 – 00.22 Project Parcels 75 SS, 76 SS, 77 SS, 78 SS, 79 SS, and 80 SS (the “Property”) in exchange for \$417,846 to facilitate a public transportation improvement project that will result in the reconstruction of the Brent Spence Bridge and the widening of Interstate 75; and

WHEREAS, ODOT has agreed to pay the City an additional \$194,162, which amount represents the fair market value of damages to the City’s retained interests in the Property, bringing the total amount of compensation to be paid by ODOT for the Property to \$612,008; and

WHEREAS, Council wishes to amend Ordinance No. 0174-2021 to increase the total compensation to be paid by ODOT for the Property and permit the City to accept the additional funds so that the City and ODOT may close on the transaction; now, therefore,

BE IT ORDAINED by the Council of the City of the City of Cincinnati, State of Ohio:

Section 1. That Section 3 of Ordinance No. 0174-2021 is hereby amended as follows:

Section 3. That the approximate fair market value of the Property, as determined by appraisal by the City’s Real Estate Services Division, including compensation for damages to the City’s retained interest in the Property, is ~~\$417,846~~\$612,008, which ODOT has agreed to pay.

Section 2. That existing Section 3 of Ordinance No. 0174-2021 is hereby repealed.

Section 3. That all terms of Ordinance No. 0174-2021 not amended in this ordinance remain in full force and effect.

Section 4. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to close on the transaction contemplated by Ordinance No. 0174-2021 without delay to avoid any unnecessary delays to transportation improvement project HAM 75 – 00.22.

Passed: \_\_\_\_\_, 2022

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Aftab Pureval, Mayor

Attest: \_\_\_\_\_

Clerk

\_\_\_\_\_  
Deletions are struck through. Additions are underlined.