



## Legislation Details (With Text)

**File #:** 0951-2007      **Version:** 1

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

**File created:** 6/7/2007      **In control:** Utilities Committee

**On agenda:** 7/23/2007      **Final action:** 7/25/2007

**Title:** To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in Independence Village Section I, and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD0951-2007 assessment roll.pdf, 2. ORD0951-2007 map.pdf

Date	Ver.	Action By	Action	Result
7/25/2007	1	CITY CLERK	Attest	
7/24/2007	1	MAYOR	Signed	
7/23/2007	1	Columbus City Council	Approved	Pass
7/23/2007	1	COUNCIL PRESIDENT	Signed	
7/10/2007	1	Utilities Drafter	Sent to Clerk's Office for Council	
6/21/2007	1	Utilities Drafter	Sent for Approval	
6/20/2007	1	CITY AUDITOR	Reviewed and Approved	
6/20/2007	1	Utilities Drafter	Sent for Approval	
6/20/2007	1	CITY ATTORNEY	Reviewed and Approved	
6/19/2007	1	Finance Reviewer	Reviewed and Approved	
6/19/2007	1	Finance Reviewer	Reviewed and Approved	
6/19/2007	1	FINANCE DIRECTOR	Reviewed and Approved	
6/19/2007	1	Utilities Drafter	Sent for Approval	
6/19/2007	1	Auditor Reviewer	Reviewed and Approved	
6/15/2007	1	UTILITIES DIRECTOR	Reviewed and Approved	
6/15/2007	1	Utilities Drafter	Sent for Approval	
6/13/2007	1	Utilities Reviewer	Sent for Approval	
6/12/2007	1	Utilities Reviewer	Reviewed and Approved	
6/12/2007	1	Utilities Drafter	Sent for Approval	
6/11/2007	1	Utilities Reviewer	Reviewed and Approved	
6/11/2007	1	Utilities Drafter	Sent for Approval	
6/8/2007	1	Utilities Reviewer	Reviewed and Approved	
6/8/2007	1	Utilities Drafter	Sent for Approval	

**BACKGROUND:** This Ordinance is to levy a special assessment upon the lots and lands benefited by the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring in Independence Village Section I, including: Bennell Drive from Gender Road to and including parcel number 530-217848, Ethan Drive from Centennial Drive to Breed Drive, Centennial Drive, Deepwood Drive, Breed Drive, Breed Court, Wembly Court, Deepwood Court, Blakely Court, Carlin Court, Islington Court, Dewbourne Drive, Earlington Lane, Overton Way, Gormsley Drive, Erindale Drive, Yorkdale Lane, Creighton Place, Stockton Lane, Metuchen Place, Tildon Lane, and Hubbardton Place.

All costs of the street lighting system now have been assembled, the final assessment report prepared, and now the assessing ordinance should be passed.

Emergency action is requested in order that the assessment process may be completed prior to the street lighting notes becoming due.

To authorize the Director of Public Utilities to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with underground wiring and ornamental poles in Independence Village Section I, and to declare an emergency.

**WHEREAS,** property owners have submitted a petition for a high pressure sodium street lighting system with ornamental poles and underground wiring in the Raspberry Run Subdivision, including: Bennell Drive from Gender Road to and including parcel number 530-217848, Ethan Drive from Centennial Drive to Breed Drive, Centennial Drive, Deepwood Drive, Breed Drive, Breed Court, Wembly Court, Deepwood Court, Blakely Court, Carlin Court, Islington Court, Dewbourne Drive, Earlington Lane, Overton Way, Gormsley Drive, Erindale Drive, Yorkdale Lane, Creighton Place, Stockton Lane, Metuchen Place, Tildon Lane, and Hubbardton Place; and

**WHEREAS,** Ordinance 1034-2006, passed June 26, 2006, authorized the installation of said street lighting system under the assessment procedures; and

**WHEREAS,** all costs of the street lighting system now have been assembled, the final assessment report prepared, and now the assessing ordinance should be passed; and

**WHEREAS,** an emergency exists in the usual daily operation of the Division of Power and Water (Power), Department of Public Utilities, in that it is immediately necessary to levy a special assessment upon the lots and lands benefited by the installation of a street lighting system with ornamental poles and underground wiring in Independence Village Section I, in an emergency manner in order that the assessment process be completed prior to the street lighting notes becoming due; for the immediate preservation of the public health, peace, property and safety; now therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized and directed to levy an assessment for the cost and expense of installing a street lighting system with ornamental poles and underground wiring in Independence Village Section I, including: Bennell Drive from Gender Road to and including parcel number 530-217848, Ethan Drive from Centennial Drive to Breed Drive, Centennial Drive, Deepwood Drive, Breed Drive, Breed Court, Wembly Court, Deepwood Court, Blakely Court, Carlin Court, Islington Court, Dewbourne Drive, Earlington Lane, Overton Way, Gormsley Drive, Erindale Drive, Yorkdale Lane, Creighton Place, Stockton Lane, Metuchen Place, Tildon Lane, and Hubbardton Place; in accordance with Ordinance Number 1034-2006, passed June 26, 2006, in the City of Columbus, Franklin County, Ohio as prepared by the Division of Power and Water (Power) and the same is hereby confirmed and that there be and hereby levied and assessed upon the lots and lands hereinafter set forth, the several amounts as therein set forth, it being hereby determined and declared that each said lots and lands is specially benefited by said improvements and in an amount equal to said improvement.

Total amount of construction contract		\$ 320,041.87
Inspection and Prevailing Wage costs	\$ 29,827.87	
Division of Power & Water - Engineering	\$ 10,439.71	
Division of Power & Water - Certified Mail - Notices	\$ 1,896.18	
Division of Power & Water - Certified Mail - Invoices	\$ 2,235.09	

Cost of Issuance of Bonds	\$ 7,500.00	
5.25% Interest on \$319,000 for 18 months	\$ <u>25,121.25</u>	
Total Cost	\$ 397,061.97	
Less City Portion		<u>(\$ 95,000.00)</u>
Total Property Portion	\$ 302,061.97	

Property portion of \$302,061.97 divided by 427 assessable units\*, or percentage of, equaling \$707.41 per assessable unit.

\*One unit equals one lot of property.

Refer to attachment ORD0951-2007 assessment roll.xls.

**SECTION 2.** That the total assessment shall be payable at the office of the City Treasurer of Columbus, Franklin County, Ohio, within thirty days from the effective date of this Ordinance or, at the option of the owner, in twenty semi-annual installments with interest upon deferred payment at the same rate as shall be borne by the bonds to be issued in anticipation of the collection of the same at the Office of the County Treasurer of Franklin County, Ohio, after the same have been certified to the County Auditor of Franklin County, Ohio for collection in the manner provided by law.

**SECTION 3.** That the said assessment, and all portions thereof, when collected, shall be paid into the Sinking Fund and shall be applied to the payment of the bonds issued for said improvement and the interest thereon, as the same shall become due and to no other purpose whatsoever.

**SECTION 4.** That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

**SECTION 5.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 6.** That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this Ordinance.

**SECTION 7.** 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 its passage if the mayor neither approves nor vetoes the same.