



## Legislation Details (With Text)

**File #:** 1533-2008      **Version:** 1

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

**File created:** 9/23/2008      **In control:** Public Service & Transportation Committee

**On agenda:** 10/20/2008      **Final action:** 10/22/2008

**Title:** To authorize the establishment of a \$100,000.00 contingency fund for the purpose of paying for the acquisition of miscellaneous minor parcels of permanent and temporary right-of-way needed for projects within the City; to authorize the City Attorney, Real Estate Division, to hire professional services, negotiate with property owners and expend those funds necessary to acquire such parcels as they are identified; and to declare an emergency. (\$100,000.00)

**Sponsors:** Maryellen O'Shaughnessy, Hearcel Craig

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/22/2008	1	CITY CLERK	Attest	
10/21/2008	1	MAYOR	Signed	
10/20/2008	1	Columbus City Council	Approved	Pass
10/20/2008	1	COUNCIL PRESIDENT	Signed	
10/7/2008	1	Service Drafter	Sent for Approval	
10/7/2008	1	Auditor Reviewer	Reviewed and Approved	
10/7/2008	1	CITY AUDITOR	Reviewed and Approved	
10/7/2008	1	Service Drafter	Sent for Approval	
10/7/2008	1	CITY ATTORNEY	Reviewed and Approved	Pass
10/7/2008	1	Service Drafter	Sent to Clerk's Office for Council	
10/6/2008	1	SERVICE DIRECTOR	Reviewed and Approved	
10/6/2008	1	Service Drafter	Sent for Approval	
10/6/2008	1	Finance Reviewer	Reviewed and Approved	
10/6/2008	1	Finance Reviewer	Reviewed and Approved	
10/6/2008	1	FINANCE DIRECTOR	Reviewed and Approved	
10/3/2008	1	Service Drafter	Sent for Approval	
10/2/2008	1	Service Reviewer	Reviewed and Approved	
9/23/2008	1	Service Drafter	Sent for Approval	

### 1. BACKGROUND

The City of Columbus, Department of Public Service, Division of Transportation, frequently must acquire minor parcels of permanent and temporary right-of-way for various projects within the City. To expedite the right-of-way acquisition process the following legislation establishes a contingency fund, in the amount of \$100,000.00, to be used by the City Attorney's Real Estate Division to

hire professional services, negotiate with property owners and acquire such parcels as they are identified.

## 2. FISCAL IMPACT

Funds are available in the Streets and Highways G.O. Bonds Fund to establish a \$100,000.00 contingency fund that will be used by the City Attorney's Office, Real Estate Division, to acquire miscellaneous small parcels of right-of-way needed for the successful completion of projects throughout the City.

## 3. EMERGENCY DESIGNATION

Emergency action is requested so establishment of the necessary fund can proceed without delay allowing for acquisition related activities to begin immediately upon identification of necessary parcels.

To authorize the establishment of a \$100,000.00 contingency fund for the purpose of paying for the acquisition of miscellaneous minor parcels of permanent and temporary right-of-way needed for projects within the City; to authorize the City Attorney, Real Estate Division, to hire professional services, negotiate with property owners and expend those funds necessary to acquire such parcels as they are identified; and to declare an emergency. (\$100,000.00)

**WHEREAS**, the City of Columbus, Department of Public Service, Division of Transportation, frequently must acquire minor parcels of permanent and temporary right-of-way for projects within the City; and

**WHEREAS**, to expedite the right-of-way acquisition process the following legislation establishes a contingency fund, in the amount of \$100,000.00, to be used by the City Attorney's Real Estate Division to hire professional services, negotiate with property owners and acquire such parcels as they are identified; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Transportation, in that it is immediately necessary to establish a contingency fund that will enable the City Attorney's Office, Real Estate Division, to contract for professional services, to negotiate with property owners and to acquire minor parcels of permanent and temporary right-of-way for projects throughout the City immediately upon identification of necessary parcels for the preservation of the public health, peace, property, safety and welfare; now, therefore;

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

**Section 1:** That the City Attorney's Office, Real Estate Division, be and is hereby authorized to acquire minor parcels of permanent and temporary right-of-way for projects throughout the City as such parcels are identified.

**Section 2:** That the City Attorney be and is hereby authorized to expend \$100,000.00, or so much thereof as may be necessary from the Streets and Highways G.O. Bonds Fund, Fund 704, Dept.-Div., 59-09, Division of Transportation, O.L. 01-03 Code, 06-6601, OCA Code 644385, Project 530161 for this purpose.

**Section 3.** 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 4.** 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 passage if the Mayor neither approves nor vetoes the same.