



## Legislation Details (With Text)

**File #:** 3427-2018      **Version:** 1

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

**File created:** 11/29/2018      **In control:** Public Utilities Committee

**On agenda:** 2/4/2019      **Final action:** 2/6/2019

**Title:** To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple title and lesser real estate located in the vicinity of Cleveland Avenue and Weldon Avenue, Columbus, OH 43224 and contract for associated professional services in order for DPU to timely complete the acquisition of Real Estate for the existing Linden Oakland/Medina storm sewer (CIP 650870-100702) project and to authorize the transfer within and the expenditure of up to \$25,000.00 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2018 Capital Improvements Budget. (\$25,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. DAX Financial Form 650870-100702

Date	Ver.	Action By	Action	Result
2/6/2019	1	CITY CLERK	Attest	
2/5/2019	1	MAYOR	Signed	
2/4/2019	1	COUNCIL PRESIDENT	Signed	
2/4/2019	1	Columbus City Council	Approved	Pass
1/28/2019	1	Columbus City Council	Read for the First Time	

**BACKGROUND:** The City’s Department of Public Utilities (DPU) is engaged in acquiring real estate for the Linden Oakland Park/Medina Storm Sewer Project (CIP 650870-100702) (“Public Project”). The City must acquire in good faith and accept certain fee simple title and lesser real estate located in the vicinity of Cleveland Avenue and Weldon Avenue, Columbus, OH 43224 (collectively, “Real Estate”) in order for DPU to complete the Public Project. Accordingly, DPU requested the City Attorney to acquire the Real Estate in good faith and contract for associated professional services (e.g. surveys, title work, appraisals, etc.) in order for DPU to timely complete the Public Project.

**CONTRACT COMPLIANCE:** Not applicable.

**FISCAL IMPACT:** This legislation authorizes the transfer within and the expenditure of up to \$25,000.00 from the Sanitary Sewer General Obligation, Bond Fund, Fund 6109; and amends the 2018 Capital Improvements Budget.

**EMERGENCY JUSTIFICATION:** Not Applicable

To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple title and lesser real estate located in the vicinity of Cleveland Avenue and Weldon Avenue, Columbus, OH 43224 and contract for associated professional services in order for DPU to timely complete the acquisition of Real Estate for the existing Linden Oakland/Medina storm sewer (CIP 650870-100702) project and to authorize the transfer within and the expenditure of up to \$25,000.00 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2018 Capital Improvements Budget. (\$25,000.00)

**WHEREAS**, the City intends to improve the sewer infrastructure in the vicinity of Cleveland Avenue and Weldon Avenue, Columbus, OH 43224 by allowing the Department of Public Utilities (DPU) to engage in the acquisition of Real Estate for the existing Linden Oakland/Medina storm sewer (CIP 650870-100702) project (“Public Project”); and

**WHEREAS**, the City intends for the City Attorney to acquire in good faith and accept the necessary fee simple title and lesser real estate located in the vicinity of Cleveland Avenue and Weldon Avenue, Columbus, OH 43224 (*i.e.* Real Estate) in order for DPU to complete the Public Project; and

**WHEREAS**, the City intends for the City Attorney to spend City funds to acquire the Real Estate in good faith and contract for associated professional services (*e.g.* surveys, title work, appraisals, *etc.*); and

**WHEREAS**, it is necessary for this Council to authorize the transfer within and the expenditure of up to \$25,000.00 from the Sanitary Sewer General Obligation, Bond Fund, Fund 6109; and

**WHEREAS**, it is necessary to authorize an amendment to the 2018 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and **now, therefore**,

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

**SECTION 1.** That the City Attorney is authorized to acquire in good faith and accept certain fee simple title and lesser real estate located in the vicinity of Cleveland Avenue and Weldon Avenue, Columbus, OH 43224 (*i.e.* Real Estate) in order for the Department of Public Utilities (DPU) to timely complete the acquisition of the Real Estate for the Linden Oakland/Medina storm sewer (CIP 650870-100702) project (“Public Project”).

**SECTION 2.** That the City Attorney is authorized to contract for professional services (*e.g.* surveys, title work, appraisals, *etc.*) associated with the Real Estate’s acquisition for the Public Project.

**SECTION 3.** That the City Attorney, in order to exercise the authority described in Sections One (1) and Two (2) of this ordinance, is authorized to spend up to Twenty Five Thousand and 00/100 U.S. Dollars (\$25,000.00), or as much as may be necessary, from the Sanitary Sewer General Obligation, Bond Fund, Fund 6109 according to the account codes in the attachment to this ordinance.

**SECTION 4.** That the 2018 Capital Improvements Budget is hereby amended as follows:

<u>Fund #</u>	<u>Project ID</u>	<u>Project Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>Change</u>
6109	650870-100703	Blueprint Linden - Agler/Berrell	\$525,000	\$500,000	(-\$25,000)
6109	650870-100702	Blueprint Linden - Oakland Park/Medina	\$0	\$25,000	(+\$25,000)

**SECTION 5.** That the City Auditor is authorized and directed to transfer up to Twenty Five Thousand and 00/100 U.S. Dollars (\$25,000.00) from the Sanitary Sewer General Obligation, Bond Fund (Fund 6109) according to the account codes in the attachment to this ordinance.

**SECTION 6.** That the City Auditor is authorized and directed to establish any appropriate accounting codes once the funds necessary to carry out the purpose of this ordinance are deemed appropriated.

**SECTION 7.** That the City Auditor is authorized and directed to transfer any unencumbered balance in the Public Project’s account to the unallocated balance within the same fund upon receipt of certification by the director of the department administering the Public Project that the Public Project is complete and the monies are no longer required for the Public Project, except that no transfer can be made from a project account by monies from more than one source.

**SECTION 8.** That the City Auditor is authorized and directed to establish any proper and appropriate project

accounting numbers.

**SECTION 9.** That the City Auditor is authorized and directed to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 10.** That this ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.