



Legislation Details (With Text)

File #: 1906-2011 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 10/27/2011 **In control:** Public Service & Transportation Committee
On agenda: 11/14/2011 **Final action:** 11/16/2011

Title: To authorize the City Attorney's Office, Real Estate Division, to complete right-of-way acquisition for the NCR-Milo Grogan (Fifth Avenue Streetscape) project; to amend the 2011 C.I.B.; to authorize the expenditure of \$300,000.00 or so much thereof as may be necessary from the Streets and Highways G.O. Bonds Fund for right-of-way acquisition costs relative to the Fifth Avenue Streetscape Improvements project; and to declare an emergency. (\$300,000.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/16/2011	1	CITY CLERK	Attest	
11/15/2011	1	MAYOR	Signed	
11/14/2011	1	COUNCIL PRESIDENT	Signed	
11/14/2011	1	Columbus City Council	Approved	Pass

1. BACKGROUND

The City of Columbus, Department of Public Service, Division of Design and Construction, is engaged in the acquisition of rights of way for the NCR - Milo Grogan (Fifth Avenue Streetscape Improvements) Project (2369 DR. E) which is the portion contained within the Milo Grogan neighborhood. The approximate project limits are Fifth Avenue from Grant Avenue east to I-71 and Cleveland Avenue from Fourth Avenue north to New York Avenue.

This is a neighborhood Commercial Revitalization district and the purpose of this project is to widen existing roadway pavement at the intersection of Fifth and Cleveland Avenues to improve traffic flow; to remove and replace damaged and/or missing sidewalks, curbs and curb ramps with ADA compliant facilities; to make stormwater drainage improvements and to install improved street lighting.

Initial acquisition funding for this project, in the amount of \$450,000.00 was authorized pursuant to Ordinance 1341-2010, passed October 4, 2010. The City Attorney's Office, Real Estate Division, has requested an additional \$300,000.00 to complete acquisition of the rights-of-way needed for this project.

2. Fiscal Impact

Monies to pay for these costs are available in the NCR funding within the 2011 CIB.

3. Emergency DESIGNATION

Construction plans for this improvement project are complete and fully signed. Construction of this improvement project is contingent upon completion of the right-of-way acquisition. Emergency action is being requested so the City Attorney's Real Estate Division can complete right-of-way acquisition this year.

To authorize the City Attorney's Office, Real Estate Division, to complete right-of-way acquisition for the NCR-Milo Grogan (Fifth Avenue Streetscape) project; to amend the 2011 C.I.B.; to authorize the expenditure of \$300,000.00 or so much thereof as may be necessary from the Streets and Highways G.O. Bonds Fund for right-of-way acquisition costs relative to the Fifth Avenue Streetscape Improvements project; and to declare an emergency. (\$300,000.00)

WHEREAS, the City of Columbus, Department of Public Service, Division of Design and Construction, is engaged in the acquisition

of rights-of-way for the NCR - Milo Grogan(Fifth Avenue Streetscape Improvement Project); and

WHEREAS, the purpose of this project is to widen existing roadway pavement at the intersection of Fifth and Cleveland Avenues to improve traffic flow; to remove and replace damaged and/or missing sidewalks, curbs and curb ramps with ADA compliant facilities; to make stormwater drainage improvements and to install improved street lighting; and

WHEREAS, initial acquisition funding for this project, in the amount of \$450,000.00, was authorized by Ordinance 1341-2010; and

WHEREAS, expenditure of these funds by the City Attorney's Office, Real Estate Division, in the amount of \$450,000.00, was authorized by Ordinance 1341-2010, passed October 4, 2010; and

WHEREAS, the City Attorney's Office, Real Estate Division, has requested an additional \$300,000.00 to complete acquisition of the right-of-way needed for this project; and

WHEREAS, because the construction plans for this roadway improvement project have been completed and signed construction of this project can begin upon completion of the right-of-way acquisition; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction in that it is immediately necessary to authorize the City Attorney's Office, Real Estate Division, to expend the additional funds necessary to complete acquisition of the rights-of-way needed for the Fifth Avenue Streetscape Improvements project 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 expend those funds necessary to complete acquisition of the rights-of-way needed for the NCR - Milo Grogan(Fifth Avenue Streetscape Improvement Project).

SECTION 2. That the 2011 C.I.B. authorized by ordinance 0266-2011 be amended as follows to provide sufficient authority for this expenditure:

Fund / Project / Project Name

704 / 530058-100005 / NCR-TBD (Voted 2008) / \$2,576,938.00 / (\$300,000.00) / \$2,276,938.00

704 / 530058-100001 / NCR-Milo Grogan (Voted 2008) / \$0.00 / \$300,000.00 / \$300,000.00

SECTION 3. That the transfer of cash and appropriation within Fund 704, The Streets and Highways G.O. Bonds Fund be authorized as follow:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530058-100005 / NCR-TBD / 06-6600 / 745805 / \$300,000.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530058-100001 / NCR-Milo Grogan / 06-6600 / 745801 / \$300,000.00

SECTION 4. That for the purpose of paying said costs the City Attorney's Office, Real Estate Division, is hereby authorized to expend up to an additional \$300,000.00, or so much thereof as may be necessary from Streets and Highways G.O. Bonds Fund as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

530058-100001 / NCR - Milo Grogan / 06-6601 / 745801 / \$300,000.00

SECTION 5. 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 6. 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.