



## Legislation Details (With Text)

**File #:** 0793-2012      **Version:** 2

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

**File created:** 4/3/2012      **In control:** Development Committee

**On agenda:** 4/30/2012      **Final action:** 5/2/2012

**Title:** To authorize the Director of Development to enter into a contract with Homrich, Inc. for up to \$1,092,000 to demolish the 'Poindexter Tower' structure located at 240 N. Champion Ave; to amend the 2012 C.I.B.; to authorize the transfer and expenditure of \$982,000.00 from the Northland and Other Acquisitions Fund; to enter into an agreement to accept up to \$110,000 from the Franklin County Treasurer; to authorize the appropriation and expenditure of \$110,000 from General Government Grant Fund; and to declare an emergency. (\$1,092,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
5/2/2012	2	CITY CLERK	Attest	
5/1/2012	2	MAYOR	Signed	
4/30/2012	2	COUNCIL PRESIDENT	Signed	
4/30/2012	1	Columbus City Council	Amended as submitted to the Clerk	Pass
4/30/2012	1	Columbus City Council	Approved as Amended	Pass

**Background:**

The City of Columbus and the Franklin County Treasurer's Office are collaborating to resolve the blighted multi-family structure located at the southwest corner of Mt. Vernon and Champion Avenues, known as the Poindexter Tower. The property consists of 101 vacant condominium units within a 10-story multi-family building. Under authorization granted by the Environmental Section of the Franklin County Municipal Court, the City of Columbus desires to demolish the structure to resolve several outstanding code violations. Most of the units are owned by the Central Ohio Community Improvement Corporations which agreed to a Permanent Injunction and Order to demolish the structure.

This legislation authorizes the Director of the Department of Development to enter into a contract with Homrich, Inc. to perform the demolition, accept funds from the Franklin County Treasurer to help pay for the demolition, and enter into a funding agreement with the Treasurer. Homrich, Inc. was selected from a total of 11 firms who responded to a request for proposals.

(Homrich, Inc., contract compliance number 382146255, expiration 2/13/2014)

**Fiscal Impact:** Funds are available in the 2011 Capital Improvement Budget in Fund 735 Northland and Other Acquisitions. Franklin County will provide \$110,000 towards the cost of the demolition. A C.I.B. amendment is necessary to establish funding authority in the correct project for this expenditure.

**Emergency Justification:** Emergency action is requested in order to complete the work within the timeframe for which the cost estimates were given and demolish the structure as soon as possible.

To authorize the Director of Development to enter into a contract with Homrich, Inc. for up to \$1,092,000 to demolish the 'Poindexter Tower' structure located at 240 N. Champion Ave; to amend the 2012 C.I.B.; to authorize the transfer and expenditure of \$982,000.00 from the Northland and Other Acquisitions Fund; to enter into an agreement to accept up to \$110,000 from the Franklin County Treasurer; to authorize the appropriation and expenditure of \$110,000 from General Government Grant Fund; and to declare an emergency. (\$1,092,000.00)

**WHEREAS**, the City of Columbus and the Franklin County Treasurer's Office have successfully gained control of 98% of the condominium units located within a 10-story multi-family building at the southwest corner of Champion and Mt. Vernon Avenues, commonly known as Poindexter Tower; and

**WHEREAS**, the City Attorney filed an Agreed Permanent Injunction and Order with the Environmental Section of the Franklin County Municipal Court to declare the building a public nuisance and order the abatement of the nuisance by demolition; and

**WHEREAS**, Homrich, Inc. (contract compliance number: 382146255, expiration 2/13/2014) was one of 11 companies who responded to a Request for Proposals (SA-004263, February, 2012) and selected by an Evaluation Committee as the best proposal, they were also the lowest bid; and

**WHEREAS**, the Department of Development desires to enter into an agreement with the Franklin County Treasurer to accept funds for partial payment of the demolition costs; and

**WHEREAS**, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

**WHEREAS**, emergency action is requested in order to complete the work within the timeframe for which the cost estimates were given; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to enter into contract with Homrich, Inc., all for the immediate 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 Director of Development is authorized to enter into a contract with Homrich, Inc. for up to \$1,092,000.00 to perform demolition services on the 'Poindexter Tower' structure located at 240 N. Champion Ave.

**Section 2.** That the 2012 Capital Improvements Budget authorized by ordinance 0368-2012 be amended to provide sufficient authority for this project as follows:

<u>Fund / Project / Project Name / Current C.I.B./ Amendment Amount / Amended C.I.B.</u>
735 / 590415-100006 / Hotel Demolition (Carryover) / \$1,722,000.00 / \$982,000.00 / \$740,000.00
735 / 590415-100011 / Poindexter Tower Demolition and Abatement / \$0.00 / \$982,000.00 / \$982,000.00

**Section 3.** That the transfer of cash and appropriation within Fund 735, Northland and Other Acquisitions Fund be authorized as follows:

**Transfer from:**  
**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

735 / 590415-100006 / Hotel Demolition / 06-6621 / 741506 / \$982,000.00

**Transfer to:**

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

735 / 590415-100011 / Poindexter Tower Demolition and Abatement / 10-5501 / 741511 / \$982,000.00

**Section 4.** The Director of the Department of Development is authorized to enter into an agreement with the Franklin County ~~Auditor~~ **Treasurer** to accept up to \$110,000 toward the costs of the demolition.

**Section 5.** That the transfer of cash be and is hereby authorized as follows, effective upon receipt of an executed grant agreement:

**Transfer from:**

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

735 / 590415-100011 / Poindexter Tower Demolition and Abatement / 10-5501 / 741511 / \$982,000.00

**Transfer to:**

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

220 / to be determined /to be determined / 80-0886 / to be determined / \$982,000.00

**Section 6.** That for the purpose stated in Section 1, the expenditure of \$1,092,000 is hereby appropriated and authorized from the unappropriated balance of the General Government Grant Fund, Fund 220, and from all monies estimated to come into said fund from any and all sources appropriated and un-appropriated for any other purpose during the fiscal year ending December 31, 2012 to the Development Department, Administration Division, Division 44-01, Object Level One 03, Object Level Three 3292, with the OCA and grant codes to be issued by the City Auditor upon award of said grant. The appropriation is effective upon receipt of executed grant agreement.

**Section 7.** At the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

**Section 8.** Funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated.

**Section 9.** That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of the funds in Sections 4 and 7 above.

**Section 10.** 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 passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.