



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH 43215-9015
columbuscitycouncil.org

Legislation Details (With Text)

File #: 1200-2009 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 9/3/2009 **In control:** Utilities Committee

On agenda: 10/5/2009 **Final action:** 10/8/2009

Title: To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Columbus Museum of Art for the construction, surveying, and inspection of a water main on Ninth Street between East Broad Street and Gay Street; for the Division of Power and Water; to appropriate funds from the unappropriated balance in the Water Works Enlargement Voted Bonds Fund; to authorize the transfer and expenditure of \$291,000.00 from the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2009 Capital Improvements Budget; and to declare an emergency. (\$291,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD1200-2009 Legis. Info. Form.pdf, 2. ORD1200-2009 map.pdf

Date	Ver.	Action By	Action	Result
10/8/2009	1	CITY CLERK	Attest	
10/6/2009	1	MAYOR	Signed	
10/5/2009	1	Columbus City Council	Approved	Pass
10/5/2009	1	COUNCIL PRESIDENT	Signed	
9/16/2009	1	Utilities Drafter	Sent for Approval	
9/16/2009	1	CITY ATTORNEY	Reviewed and Approved	
9/16/2009	1	Utilities Drafter	Sent to Clerk's Office for Council	
9/15/2009	1	Utilities Drafter	Sent for Approval	
9/15/2009	1	Auditor Reviewer	Reviewed and Approved	
9/15/2009	1	CITY AUDITOR	Reviewed and Approved	
9/14/2009	1	EBOCO Reviewer	Sent for Approval	
9/14/2009	1	ODI DIRECTOR	Reviewed and Approved	
9/11/2009	1	FINANCE DIRECTOR	Reviewed and Approved	
9/11/2009	1	Utilities Drafter	Sent for Approval	
9/10/2009	1	UTILITIES DIRECTOR	Reviewed and Approved	
9/10/2009	1	Utilities Drafter	Sent for Approval	
9/10/2009	1	Finance Reviewer	Reviewed and Approved	
9/10/2009	1	Finance Reviewer	Reviewed and Approved	
9/9/2009	1	Utilities Reviewer	Reviewed and Approved	
9/9/2009	1	Utilities Drafter	Sent for Approval	

9/9/2009	1	Utilities Reviewer	Sent for Approval
9/8/2009	1	Utilities Drafter	Sent for Approval
9/4/2009	1	Utilities Reviewer	Reviewed and Approved
9/3/2009	1	Utilities Drafter	Sent for Approval
9/3/2009	1	Utilities Reviewer	Reviewed and Approved
9/3/2009	1	Utilities Drafter	Sent for Approval

BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Columbus Museum of Art for construction, surveying, and inspection of 640 linear feet of 8-inch and 6-inch water main on Ninth Street between East Broad Street and Gay Street. The water line will improve fire flow along Ninth Street and will also provide fire protection to an existing building that is being renovated at the Columbus Museum of Art. The project is expected to be bid by the Columbus Museum of Art in September 2009 and they plan to construct the project in October and November.

The City of Columbus agreed to pay a guaranteed maximum reimbursement of \$291,000.00. Actual amount to be requested will include construction cost, construction surveying, and inspection.

EMERGENCY DESIGNATION: It is requested that this Ordinance be handled in an emergency manner in order to have legislation passed and a signed guaranteed maximum reimbursement agreement in place by the end of construction in November 2009; the Columbus Museum of Art will be requesting payment immediately thereafter. Additionally, this project will improve fire flow to the area.

CONTRACT COMPLIANCE INFO: 31-4379447 (expires 9/3/11, non-profit)

FISCAL IMPACT: This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2009 Capital Improvements Budget. An appropriation of funds due to a reimbursement will also be necessary.

To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Columbus Museum of Art for the construction, surveying, and inspection of a water main on Ninth Street between East Broad Street and Gay Street; for the Division of Power and Water; to appropriate funds from the unappropriated balance in the Water Works Enlargement Voted Bonds Fund; to authorize the transfer and expenditure of \$291,000.00 from the Water Works Enlargement Voted Bonds Fund; to authorize an amendment to the 2009 Capital Improvements Budget; and to declare an emergency. (\$291,000.00)

WHEREAS, this legislation will authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Columbus Museum of Art for the construction, surveying, and inspection of a water main on Ninth Street between East Broad Street and Gay Street; and

WHEREAS, the Department of Public Utilities will pay a guaranteed maximum reimbursement amount of \$291,000.00; and

WHEREAS, it is necessary to appropriate funds from the unappropriated balance in the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, it is necessary to authorize an amendment to the 2009 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with the Columbus Museum of Art for the construction, surveying, and inspection of a water main on Ninth Street between East Broad Street and Gay Street, for the Division of Power and Water, in an emergency manner in order to immediately reimburse

the museum upon completion of construction scheduled for November 2009, for the immediate preservation of 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 Public Utilities is authorized to enter into a Guaranteed Maximum Reimbursement agreement with the Columbus Museum of Art for the construction, surveying, and inspection of a water main on Ninth Street between East Broad Street and Gay Street, for the Division of Power and Water.

SECTION 2. That the City Auditor is hereby authorized and directed to appropriate \$438,861.64, due to a reimbursement, in the Water Works Enlargement Voted Bonds Fund, as follows: Division of Power and Water, Dept./Div. No. 60-09, Fund 606, Project 690480, OCA Code 606480, Object Level One 06, OL3 6629.

SECTION 3. That the City Auditor is hereby authorized to transfer \$291,000.00 within the Division of Power and Water, Dept./Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6629, as follows:

Project No. | Project Name | OCA Code | change

690480-100000 (carryover) | Morse/Hamilton Booster Station | 606480 | -\$291,000

690236-100022 (carryover) | W.M. Rehab. - Ninth St. | 642900 | +\$291,000

SECTION 4. That the 2009 Capital Improvements Budget is hereby amended as follows:

Project No. | Project Name | Current Authority | Revised Authority | change

690480-100000 (carryover) | Morse/Hamilton Booster Station | \$0 | \$147,862 | +\$147,862

690236-100022 (carryover) | W.M. Rehab. - Ninth St. | \$0 | \$291,000 | +\$291,000

SECTION 5. That for paying the cost of this water line improvement, the Guaranteed Maximum Reimbursement up to and including \$291,000.00 is hereby authorized from the Water Works Enlargement Voted Bonds Fund No. 606, Dept./Div. No. 60-09, Project Number 690236-100022, OCA Code 642900, Object Level One 06, Object Level Three 6629, to pay the cost thereof.

SECTION 6. 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 7. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 8. 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 9. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is 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.