



## Legislation Details (With Text)

**File #:** 2681-2013      **Version:** 1

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

**File created:** 11/7/2013      **In control:** Public Utilities Committee

**On agenda:** 12/2/2013      **Final action:** 12/5/2013

**Title:** To authorize the Columbus City Attorney on behalf of the City of Columbus, Ohio, to contract for professional services and spend up to Seventy-five Thousand and 00/100 U.S. Dollars to acquire fee simple title and lesser real property interests for the Department of Public Utilities, Division of Sewerage, from the Sanitary Sewer General Obligation Bond Fund for the Alum Creek Trunk (N) & Alum Creek Sub-trunk (ACS) (CIP 650725.02) Project; to authorize a transfer within and an expenditure of Seventy-five Thousand and 00/100 U.S. Dollars; to authorize an amendment to the 2013 Capital Improvements Budget; and to declare an emergency. (\$75,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
12/5/2013	1	CITY CLERK	Attest	
12/4/2013	1	MAYOR	Signed	
12/2/2013	1	COUNCIL PRESIDENT	Signed	
12/2/2013	1	Columbus City Council	Approved	Pass

**BACKGROUND:** The Department of Public Utilities, Division of Sewerage and Drainage on behalf of the City of Columbus, Ohio (“City”), is undertaking the Alum Creek Trunk (N) & Alum Creek Sub-trunk (ACS) (CIP 650725.02) Project (“Project”). The City is required to acquire fee simple title and lesser real property interests to real property in order to complete the Project. Therefore, this ordinance authorizes the Columbus City Attorney to contract for professional services and spend City funds to acquire the property interests needed to complete the Project.

**FISCAL IMPACT:** The City determined the Project’s funding will require the transfer within and the expenditure of funds from the Department of Public Utilities’ Sanitary Sewer General Obligation Bond Fund, Fund 664 and an amendment to the 2013 Capital Improvements Budget.

**EMERGENCY JUSTIFICATION:** Emergency action is requested in order to provide for the immediate acquisition of the property necessary to complete the Project, which will preserve the public health, peace, property, and safety.

To authorize the Columbus City Attorney on behalf of the City of Columbus, Ohio, to contract for professional services and spend up to Seventy-five Thousand and 00/100 U.S. Dollars to acquire fee simple title and lesser real property interests for the Department of Public Utilities, Division of Sewerage, from the Sanitary Sewer General Obligation Bond Fund for the Alum Creek Trunk (N) & Alum Creek Sub-trunk (ACS) (CIP 650725.02) Project; to authorize a transfer within and an expenditure of Seventy-five Thousand and 00/100 U.S. Dollars; to authorize an amendment to the 2013 Capital Improvements Budget; and to declare an emergency. (\$75,000.00)

**WHEREAS**, the Department of Public Utilities, Division of Sewerage and Drainage on behalf of the City of Columbus, Ohio (“City”), is undertaking the Alum Creek Trunk (N) & Alum Creek Sub-trunk (ACS) (CIP 650725.02) Project (“Project”);

**WHEREAS**, the City is required to acquire certain real property interests in order to complete the Project;

**WHEREAS**, it is presently necessary to establish an Auditor's Certificate for acquisition costs relating to the acquisition of the property interests for the Project;

**WHEREAS**, it is necessary for this Council to authorize the City Auditor to transfer within and the expenditure of funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664;

**WHEREAS**, it is necessary to authorize an amendment to the 2013 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the Project’s expenditures;

**WHEREAS**, an emergency exists in the usual daily operation of the City, because it is immediately necessary to authorize the Columbus City Attorney Columbus City Attorney to contract for professional services and spend City funds to acquire the Property needed to complete the project in a timely manner, 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, OHIO:**

**SECTION 1.** That on behalf of the City of Columbus, Ohio, an Ohio municipal corporation (“City”), the Columbus City Attorney is authorized to acquire fee simple title and lesser interests for the City’s Department of Public Utilities, Division of Sewerage and Drainage, Alum Creek Trunk (N) & Alum Creek Sub-trunk (ACS) (CIP 650725.02) Project (“Project”).

**SECTION 2.** That the Columbus City Attorney is authorized to contract for the associated professional services necessary to acquire the property interests needed to complete the Project.

**SECTION 3.** That the Columbus City Auditor is authorized and directed to transfer up to Seventy-five Thousand and 00/100 U.S. Dollars (\$75,000.00) from within the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Division 60-05 | Object Level Three 6606 as follows:

**FROM:**

**PROJECT NO. | PROJECT NAME | OCA CODE | CHANGE**

650739-100000 | Petzinger Rd Sanitary Improvements | 664739 | -\$75,000.00

**TO:**

**PROJECT NO. | PROJECT NAME | OCA CODE | CHANGE**

650725-100002 | Alum Creek Trunk (N) & Alum Creek Sub-Trunk | 669725 | +\$75,000.00

**SECTION 4.** That the 2013 Capital Improvements budget Ordinance Number 0645-2013 is amended as follows, to provide sufficient budget authority for the Project’s expenditures stated in this ordinance.

**PROJECT NO. | PROJ. NAME | CURRENT | REVISED | (CHANGE)**

650739-100000 | Petzinger Rd Sanitary Improvements | \$175,000 | \$100,000 | (-\$75,000)

650725-100002 | Alum Creek Trunk (N) & Alum Creek Sub-Trunk | \$0 | \$75,000 | (+\$75,000)

**SECTION 5.** That the Columbus City Attorney is authorized to expend up to Seventy-five Thousand and 00/100 U.S. Dollars (\$75,000.00), or as much as may be necessary for the acquisition of the Property needed for the Project from the Sanitary Sewer General Obligation Bond Fund | Fund 664 | Div. 60-05 | CIP 650725-100002 | Obj. Lvl 3: 6601:

**FUND NO. | PROJ. NO. | PROJ NAME | OCA CODE | CHANGE**  
664 | 650725-100002 | Alum Creek Trunk (N) & Alum Creek Sub-Trunk | 669725 | \$75,000.00

**SECTION 6.** That the Columbus 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 7.** That the Columbus City Auditor is 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 this Project when the Project is completed and the monies are no longer required for this Project, except that no transfer shall be made from a project account by monies from more than one source.

**SECTION 8.** That the Columbus City Auditor is authorized to establish proper project accounting numbers as appropriately needed.

**SECTION 9.** That for the reasons stated in the preamble hereto, which are 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 10 days after its passage if the Mayor neither approves nor vetoes the same.