



## Legislation Details (With Text)

**File #:** 0699-2024      **Version:** 1

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

**File created:** 2/29/2024      **In control:** Public Utilities & Sustainability Committee

**On agenda:** 3/25/2024      **Final action:** 3/27/2024

**Title:** To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple and lesser real estate and to contract for associated professional services in order for the Department of Public Utilities to timely complete the acquisition of Real Estate for the Scioto Main North Large Diameter Sewer Rehabilitation; to authorize an amendment to the 2023 Capital Improvement Budget; to authorize a transfer of cash and appropriation between projects within the Sanitary Bond Fund; and to authorize the expenditure of up to \$650,000.00 from the Sanitary Bond Fund. (\$650,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 0699-2024 Scioto North\_Easement Locations.pdf, 2. ORD 0699-2024 Final Easements Combined.pdf, 3. ORD 0699-2024 Accounting Template

Date	Ver.	Action By	Action	Result
3/27/2024	1	CITY CLERK	Attest	
3/26/2024	1	MAYOR	Signed	
3/25/2024	1	COUNCIL PRESIDENT	Signed	
3/25/2024	1	Columbus City Council	Approved	Pass
3/18/2024	1	Columbus City Council	Read for the First Time	

### 1. BACKGROUND

The City’s Department of Public Utilities (“DPU”) is engaged in acquiring real estate for the Scioto Main North Large Diameter Sewer Rehabilitation Project, C.I.P. No. 650725-100027 (“Public Project”). This project intends to rehabilitate the City's large diameter sanitary sewer infrastructure to enhance the hydraulic capacity of the current infrastructure and extend its operational lifespan by an additional 40 to 50 years. The City must acquire in good faith and accept certain fee simple and lesser real estate located in the vicinity of: West Riverside Drive near Martin Road, West Riverside Drive at Quarry Lane, West Riverside Drive between Quarry Lane and Courtyard Lane, Riverside Drive and Lane Road, and I-71 and Frank Road (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 (surveys, title work, appraisals, etc.) in order for DPU to timely complete the Public Project.

Exhibits are attached to this Ordinance showing the details of twenty-seven (27) temporary easements to be acquired for this project.

### 2. CONTRACT COMPLIANCE

Not applicable.

### 3. FISCAL IMPACT

Funding in the amount of \$650,000.00 is available and appropriated in the Sanitary Bond Fund, Fund 6109. An amendment to the 2023 Capital Improvement Budget is needed to align budget authority with the proper project. A transfer of cash and appropriation within the Sanitary Bond Fund, Fund 6109, is needed to align cash and appropriation

with the proper project.

To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple and lesser real estate and to contract for associated professional services in order for the Department of Public Utilities to timely complete the acquisition of Real Estate for the Scioto Main North Large Diameter Sewer Rehabilitation; to authorize an amendment to the 2023 Capital Improvement Budget; to authorize a transfer of cash and appropriation between projects within the Sanitary Bond Fund; and to authorize the expenditure of up to \$650,000.00 from the Sanitary Bond Fund. (\$650,000.00)

**WHEREAS**, the City intends to rehabilitate the City's large diameter sanitary sewer infrastructure to enhance the hydraulic capacity of the current infrastructure and extend its operational lifespan by an additional 40 to 50 years in the vicinity of West Riverside Drive near Martin Road, West Riverside Drive at Quarry Lane, West Riverside Drive between Quarry Lane and Courtyard Lane, Riverside Drive and Lane Road, and I-71 and Frank Road; and

**WHEREAS**, the City intends for the City Attorney to acquire in good faith and accept the necessary fee simple and lesser real estate located in the vicinity of West Riverside Drive near Martin Road, West Riverside Drive at Quarry Lane, West Riverside Drive between Quarry Lane and Courtyard Lane, Riverside Drive and Lane Road, and I-71 and Frank Road (“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 (surveys, title work, appraisals, etc.); and

**WHEREAS**, the 2023 Capital Improvement Budget must be modified to align budget authority with the proper project; and

**WHEREAS**, a transfer of cash and appropriation between projects within the Sanitary Bond Fund, Fund 6109, is needed to align cash and appropriation with the proper project; and

**WHEREAS**, it is necessary for this Council to authorize the expenditure of up to six hundred fifty thousand and 00/100 U.S. Dollars (\$650,000.00) from the Sanitary Bond Fund, Fund 6109, to acquire this Real Estate; **NOW, THEREFORE**,

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

**SECTION 1.** That the 2023 Capital Improvements Budget authorized by Ordinance 1711-2023 be amended as follows to establish sufficient budget authority for this project:

**Fund / Project Number / Project Name (Funding Source) / Current Authority / Revised Authority / Change**  
6109 / 650870-162001 / Blueprint Miller Kelton Newton Bedford Permeable Pavers (Voted Sanitary Carryover) / \$990,000.00 / \$825,006.00 / (\$164,994.00)

6109 / 650725-100027 / Scioto Main North Large Diameter Sewer Rehabilitation (Voted Sanitary Carryover) / \$485,006.00 / \$650,000.00 / \$164,994.00

**SECTION 2.** That the transfer of \$164,994.00, or so much thereof as may be needed, is hereby authorized within the Sanitary Bond Fund, Fund 6109, per the account codes in the attachment to this ordinance.

**SECTION 3.** That the City Attorney is authorized to acquire in good faith and accept certain fee simple and lesser real estate located in the vicinity of West Riverside Drive near Martin Road, West Riverside Drive at Quarry Lane, West Riverside Drive between Quarry Lane and Courtyard Lane, Riverside Drive and Lane Road, and I-71 and Frank Road (“Real Estate”) in order for the Department of Public Utilities (“DPU”) to timely complete the acquisition of the Real Estate for the Scioto Main North Large Diameter Sewer Rehabilitation project (“Public Project”).

**SECTION 4.** 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 5.** That the City Attorney, in order to exercise the authority described in Sections Three (3) and Four (4) of this ordinance, is authorized to spend up to six hundred fifty thousand and 00/100 U.S. Dollars (\$650,000.00), or as much as may be necessary, from the Sanitary Bond Fund, Fund 6109, according to the account codes in the attachment to this ordinance.

**SECTION 6.** That funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this Ordinance and the City Auditor shall establish such accounting codes as necessary.

**SECTION 7.** 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 8.** That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account 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 are no longer required for said project.

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.