



Legislation Details (With Text)

File #: 0670-2008 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 4/8/2008 **In control:** Public Service & Transportation Committee
On agenda: 5/12/2008 **Final action:** 5/15/2008

Title: To authorize the Transfer of Funds within the Voted 1995, 1999, 2004 Streets and Highways Fund for the Transportation Division and the Storm Sewer Bond Fund for the Division of Sewerage and Drainage; to amend the 2008 Capital Improvements Budget; to authorize the transfer of Funds from the Voted 1995, 1999, 2004 Streets and Highways Fund and the Storm Sewer Bond Fund to the State Issue II Street Projects Fund; to appropriate \$122,000.00 within the State Issue II Street Projects Fund; to authorize the City Attorney's Real Estate Division to contract for professional services related to the acquisition of fee simple title and lesser interests in and to property needed for the Williams Road Improvement and Pump Station Replacement project; to authorize the City Attorney's Office, Real Estate Division, to negotiate with property owners for the acquisition of the additional areas necessary to complete this project; to authorize the expenditure of \$122,000.00 from the State Issue II Street Projects Fund for the Transportation Division and for acquisition related expenses; and to declare an emergency. (\$122,000.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
5/15/2008	1	CITY CLERK	Attest	
5/14/2008	1	MAYOR	Signed	
5/12/2008	1	Columbus City Council	Approved	Pass
5/12/2008	1	COUNCIL PRESIDENT	Signed	
4/30/2008	1	Auditor Reviewer	Reviewed and Approved	
4/30/2008	1	CITY AUDITOR	Reviewed and Approved	
4/30/2008	1	SERVICE DIRECTOR	Reviewed and Approved	
4/30/2008	1	CITY ATTORNEY	Reviewed and Approved	
4/30/2008	1	Service Reviewer	Sent to Clerk's Office for Council	
4/29/2008	1	Finance Reviewer	Reviewed and Approved	
4/29/2008	1	Finance Reviewer	Reviewed and Approved	
4/29/2008	1	FINANCE DIRECTOR	Reviewed and Approved	
4/29/2008	1	Utilities Drafter	Sent for Approval	
4/25/2008	1	SERVICE DIRECTOR	Reviewed and Approved	
4/18/2008	1	Service Reviewer	Reviewed and Approved	
4/17/2008	1	Utilities Drafter	Sent for Approval	
4/15/2008	1	EBOCO Reviewer	Reviewed and Approved	

4/15/2008	1	ODI DIRECTOR	Reviewed and Approved
4/14/2008	1	Utilities Reviewer	Sent for Approval
4/14/2008	1	UTILITIES DIRECTOR	Reviewed and Approved
4/14/2008	1	Utilities Drafter	Sent for Approval
4/11/2008	1	Utilities Reviewer	Reviewed and Approved
4/10/2008	1	Service Reviewer	Reviewed and Approved
4/10/2008	1	Utilities Drafter	Sent for Approval
4/10/2008	1	Utilities Drafter	Sent for Approval
4/8/2008	1	Service Drafter	Sent for Approval

The City of Columbus, Public Service Department, Transportation Division, and the Public Utilities Department, Division of Sewerage and Drainage, are engaged in the Williams Road Improvement and Pump Station Replacement project. This project will increase the vertical clearance from 13'-2" to 14'-6" on Williams Road at the railroad bridge located between Lockbourne Road and Groveport Road and will install a new storm system and pump station to relieve flooding at this underpass. The area is comprised of a mixture of commercial, industrial and older residential properties. Sidewalks and/or curb ramps are not being installed as a part of this project due to several factors. This project was designed several years ago and sidewalks were not a consideration at that time. The area is sparsely populated and there is very little foot traffic in this area. Also, the embankment on the north side, east of the bridge, is very steep down to the edge of pavement. To install sidewalks there would involve considerable purchase of property in order to excavate the embankment for sidewalks. Much time has already been devoted to the design of this project and the addition of sidewalks would require much additional work and delay the project.

Successful completion of this project requires that the City acquire fee simple title and lesser interests in and to various properties along the project corridor. It is now necessary to authorize the City Attorney's Office, Real Estate Division, to contract for professional services, to negotiate with property owners and to expend those funds necessary to acquire the fee simple title and lesser interest parcels needed to complete this project.

Fiscal Impact: The City Attorney's Office, Real Estate Division, has provided preliminary cost estimates for this project. The total estimated expenditure for this project is \$122,000.00 for the additional rights-of-way (\$75,000.00 for the Transportation portion and \$47,000.00 for the Division of Sewerage and Drainage components). Monies to pay these costs are budgeted and available in the Voted 1995, 1999, 2004 Streets and Highways Fund for the Transportation Division and the Storm Sewer Bond Fund for the Division of Sewerage and Drainage. A transfer of funds within the Storm Sewer Bond Fund is required to provide the necessary monies to cover the expenditure. There will also be an amendment to the 2008 Capital Improvements Budget to provide sufficient cash for the expenditure.

Emergency Justification: The City has received an Ohio Public Works Commission (OPWC) grant for a portion of the construction of this project. This grant requires that construction of this project begin by May of 2009. Emergency action is requested to allow the City Attorney's Real Estate Division to begin acquisition of the additional property interests needed immediately so that construction of this improvement project can proceed as required.

To authorize the Transfer of Funds within the Voted 1995, 1999, 2004 Streets and Highways Fund for the Transportation Division and the Storm Sewer Bond Fund for the Division of Sewerage and Drainage; to amend the 2008 Capital Improvements Budget; to authorize the transfer of Funds from the Voted 1995, 1999, 2004 Streets and Highways Fund and the Storm Sewer Bond Fund to the State Issue II Street Projects Fund; to appropriate \$122,000.00 within the State Issue II Street Projects Fund; to authorize the City Attorney's Real Estate Division to contract for professional services related to the acquisition of fee simple title and lesser interests in and to property needed for the Williams Road Improvement and Pump Station Replacement project; to authorize the City Attorney's Office, Real Estate Division, to negotiate with property owners for the acquisition of the additional areas necessary to complete this project; to authorize the expenditure of \$122,000.00 from the State Issue II Street Projects Fund for the Transportation Division and for acquisition related expenses; and to declare an emergency. (\$122,000.00)

WHEREAS, the City of Columbus, Public Service Department, Transportation Division, and the Public Utilities Department, Division of Sewerage and Drainage, are engaged in the Williams Road Improvement and Pump Station Replacement project; and

WHEREAS, this project will increase the vertical clearance from 13'-2" to 14'-6" on Williams Road at the railroad bridge located between Lockbourne Road and Groveport Road and will install a new storm system and pump station to relieve flooding at this underpass; and

WHEREAS, the area is comprised of a mixture of commercial, industrial and older residential properties.; and

WHEREAS, sidewalks and/or curb ramps are not being installed as a part of this project; and

WHEREAS, successful completion of this project requires that the City acquire fee simple title and lesser interests in and to portions of various properties along the project corridor; and

WHEREAS, it is now necessary to authorize the City Attorney's Office, Real Estate Division, to contract for professional services, to negotiate with property owners and to expend those funds necessary to acquire the fee simple title and lesser interest parcels needed to complete this project; and

WHEREAS, the City Attorney's Office, Real Estate Division, has provided preliminary cost estimates for this project; and

WHEREAS, the total estimate for this project is \$122,000.00 for the additional rights-of-way (\$75,000.00 for the Transportation Division and \$47,000.00 for the Division of Sewerage and Drainage); and

WHEREAS, it is necessary for this Council to authorize the City Auditor to transfer funds within the Storm Sewer Bond Fund; and

WHEREAS, it is necessary to authorize and amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient budget authority for the aforementioned project expenditure; and

WHEREAS, \$122,000.00 is budgeted and available in the Voted 1995, 1999, 2004 Streets and Highways Fund for the Transportation Division (\$75,000.00) and the Storm Sewer Bond Fund for the Division of Sewerage and Drainage (\$47,000.00) to pay for these acquisition costs; and

WHEREAS, the City has received an Ohio Public Works Commission (OPWC) grant for a portion of the construction of this project; and

WHEREAS, this OPWC grant requires that construction of this project begin by May of 2009; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Transportation Division, in that it is immediately necessary to authorize City Attorney's Office, Real Estate Division, to begin the acquisition of the additional property interests needed without delay so that construction of this improvement project can proceed as required thereby preserving the public health, peace, property, safety and welfare; now, therefore; and

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

SECTION 1. That the transfer of funds be authorized within the Voted 1995, 1999, 2004 Streets and Highways Fund for the Transportation Division as follows:

Transfer from:

Project / Project Name / O.L. 01/03 Code / OCA Code / Amount
530161 / Roadway Improvements / 06-6601 / 644385 / \$75,000.00

Transfer to:

Project / Project Name / O.L. 01/03 Code / OCA Code / Amount
530161 / Roadway Improvements / 10-5501 / 644385 / \$75,000.00

SECTION 2. That the transfer of funds be authorized within the Storm Sewer Bond Fund for the Division of Sewerage and Drainage as follows:

Transfer from:

Project / Project Name / O.L. 01/03 Code / OCA Code / Amount

610863 / Leland Ave. Ditch Storm Sewer / 06-6601 / 685863 / \$47,000.00

Transfer to:

Project / Project Name / O.L. 01/03 Code / OCA Code / Amount

610711 / 'Williams' Pump Station St-28 / 10-5501 / 685711 / \$47,000.00

SECTION 3. That the transfer of monies between the following funds be appropriated and authorized as follows:

Transfer from:

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

704 / 530161 / Roadway Improvements / 10-5501 / 644385 / \$75,000.00

685 / 610711 / 'Williams' Pump Station St-28 / 10-5501 / 685711 / \$47,000.00

Total Transfer from: \$122,000.00

Transfer to:

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

764 / To be determined by City Auditor / Williams Road / 80/0886 / To be determined by the City Auditor / \$122,000.00

SECTION 4. That the sum of \$122,000.00 be and hereby is appropriated from the unappropriated balance of Fund 764, the State Issue II Street Projects Fund, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2008, as follows:

59-09 Transportation Division

Fund / Fund Name / Dept-Div / Grant / Grant Name / OCA Code / O.L. 01-03 Codes / Amount

764 / State Issue II Street Projects Fund / 59-09 / To be determined by the City Auditor / Williams Road / To be determined by the City Auditor / 06-6601 / \$75,000.00

60-05 Division of Sewerage and Drainage

Fund / Fund Name / Dept-Div / Grant / Grant Name / OCA Code / O.L. 01-03 Codes / Amount

764 / State Issue II Street Projects Fund / 60-15 / To be determined by the City Auditor / Williams Road / To be determined by the City Auditor / 06-6601 / \$47,000.00

SECTION 5. That the funds appropriated in Section 5 shall be paid upon the order of the Public Service Director and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 6. That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 is hereby amended as follows to provide sufficient budget authority for the project expenditure.

Transfer:

Proj. No. | Proj. Name | Current Authority | Revised Authority | (Amount of Change)

610863-100000 | Leland Ave. Ditch Storm Sewer | \$151,381.00 | \$104,381.00 | (-\$47,000.00)

610711-100000 | 'Williams' Pump Station St-28 | \$2,200,000.00 | \$2,247,000.00 | (+\$47,000.00)

SECTION 7. That the City Attorney's Real Estate Division be and is hereby authorized to hire professional services, including but not limited to title, appraisal and right-of-way negotiation services related to the acquisition of fee simple title and lesser interests in and to portions of properties needed for the Williams Road Improvement and Pump Station Replacement project.

SECTION 8. That the City Attorney's Real Estate Division be and is hereby authorized to expend \$122,000.00, or so much thereof as may be necessary to pay those costs relative to the acquisition of the additional rights-of-way required for the project.as follows:

59-09 Transportation Division

Fund / Fund Name / Dept-Div / Grant / Grant Name / OCA Code / O.L. 01-03 Codes / Amount

764 / State Issue II Street Projects Fund / 59-09 / To be determined by the City Auditor / Williams Road / To be determined by the City Auditor / 06-6601 / \$75,000.00

60-05 Division of Sewerage and Drainage

Fund / Fund Name / Dept-Div / Grant / Grant Name / OCA Code / O.L. 01-03 Codes / Amount

764 / State Issue II Street Projects Fund / 60-15 / To be determined by the City Auditor / Williams Road / To be determined by the City Auditor / 06-6601 / \$47,000.00

SECTION 9. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the 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; except that no transfer shall be so made from a project account funded by monies from more than one source.

SECTION 10. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 11. 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 12. 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.