



## Legislation Details (With Text)

**File #:** 2676-2013      **Version:** 1

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

**File created:** 11/7/2013      **In control:** Public Service & Transportation Committee

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

**Title:** To amend the 2013 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Design Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc. for up to \$171,353.13 to design Roadway Improvements- KIPP School; and to authorize the expenditure of \$171,353.13 from the Streets and Highways Bond Fund; and to declare an emergency. (\$171,353.13).

**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

### 1. BACKGROUND

This ordinance seeks authorization for the Director of the Department of Public Service to enter into a Design Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc., for up to \$171,353.13 to design the Roadway improvements - KIPP School project.

The City of Columbus and Daimler Group, Inc. are engaged in a Public-Private Partnership (3P) to make roadway improvements along Agler Road from 400' west of Clubhouse Drive to Sunbury Road in support of the redevelopment of the former Bridgeview Golf Course for the new KIPP Journey Academy at 2738 Agler Road (KIPP Journey). The project is located in the northeast quadrant of Columbus at the northwest corner of Agler Road and Sunbury Road.

Daimler Group, Inc. anticipates completing construction of the new school by August 2014 with roadway improvements along Agler Road between 400' west of Clubhouse Drive and Sunbury Road in place to support KIPP Journey's immediate access needs for the beginning of the 2014-2015 school year.

The scope of public improvements for the Roadway Improvements- KIPP School project, include, but are not limited to, improvements to Agler Road between 400' west of Clubhouse Drive to Sunbury Road and will widen Agler Road 300' west of Clubhouse Drive to 300' east of Clubhouse Drive to provide an eastbound left turn lane, westbound left turn lane, and westbound right turn lane. Curb and gutter will be removed and reinstalled on both sides of the roadway adjacent to the widening. Five foot wide sidewalks will be constructed, replacing the existing four foot walks along both sides of the roadway within the project limits, except for on the existing bridge over Alum Creek. Pedestrian lighting and street trees will be provided. Traffic control devices (signage and pavement markings) will be installed. Existing storm sewer drainage system will be modified to accommodate the proposed pavement widening.

## 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Daimler Group, Inc. is 311058348. The expiration date is 7/9/14.

## 3. FISCAL IMPACTS

Funds in the amount of \$171,353.13 are available for this project in the Streets and Highways G.O. Bond Fund within the Department of Public Service. An amendment to the 2013 Capital Improvements fund is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

## 4. EMERGENCY DESIGNATION

The Department of Public Service is requesting this ordinance to be considered an emergency measure in order to allow for immediate execution of this design guaranteed maximum reimbursement agreement, which is necessary to facilitate the design of these improvements to maintain the project schedule and meet community commitments; thereby immediately preserving the public health, peace, property, safety and welfare.

To amend the 2013 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Design Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc. for up to \$171,353.13 to design Roadway Improvements- KIPP School; and to authorize the expenditure of \$171,353.13 from the Streets and Highways Bond Fund; and to declare an emergency. (\$171,353.13).

**WHEREAS**, The City of Columbus and Daimler Group, Inc. are engaged in a Public-Private Partnership (3P) to make public infrastructure improvements to Agler Road from 400' west of Clubhouse Drive and Sunbury Road for the redevelopment of the Bridgeview Golf Course property at 2738 Agler Road into a new KIPP Journey Academy; and

**WHEREAS**, such public infrastructure improvements are needed to support KIPP Journey Academy's immediate access needs for the beginning of the 2014-2015 school year; and

**WHEREAS**, public infrastructure improvements for the Roadway Improvements- KIPP School project include, but are not limited to, improvements to Agler Road between 400' west of Clubhouse Drive to Sunbury Road and will widening widen Agler Road 300' west of Clubhouse Drive to 300' east of Clubhouse Drive to provide an eastbound left turn lane, westbound left turn lane, and westbound right turn lane. Curb and gutter will be removed and reinstalled on both sides of the roadway adjacent to the widening. Five foot wide sidewalks will be constructed, replacing the existing four foot walks, on along both sides of the roadway within the project limits, except for on the existing bridge over Alum Creek. Pedestrian lighting and street trees will be provided. Traffic control devices (signage and pavement markings) will be installed. Existing storm sewer drainage system will be modified to accommodate the proposed pavement widening ; and

**WHEREAS**, the Department of Public Service has identified the need to enter into a design guaranteed maximum reimbursement agreement with Daimler Group, Inc. for Roadway Improvements- KIPP School; and

**WHEREAS**, it is necessary to authorize an amendment to the 2013 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, this ordinance authorizes the Director of the Department of Public Service to enter into a design guaranteed maximum reimbursement agreement with Daimler Group, Inc., in an amount up to \$171,353.13 for the design of public infrastructure improvements in connection with Roadway Improvements - KIPP School; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, in that it is immediately necessary to authorize said design guaranteed maximum reimbursement agreement and the expenditure of such funds to maintain the project schedule and meet community commitments; thereby immediately preserving 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 2013 Capital Improvements Budget authorized by ordinance 0645-2013 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended

704 / 771001-100000 / Dominion Homes - NW Corridor (Voted 2008) / \$195,570 / (\$171,354) / \$24,216

704 / 530161-100152 / Roadway Improvements - KIPP School / \$0 / \$171,354 / \$171,354

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Streets and Highways G.O. Bonds Fund, No. 704, as follows:

Transfer from:

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

704 / 771001-100000 / Dominion Homes - NW Corridor (Voted 2008) / 06-6600 / 590045 / \$171,353.13

Transfer to:

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

704 / 530161-100152 / Roadway Improvements - KIPP School / 06-6600 / 746152 / \$171,353.13

**SECTION 3.** That this ordinance authorizes the Director of the Department of Public Service to enter into a design guaranteed maximum reimbursement agreement with Daimler Group, Inc., in an amount up to \$171,353.13 for the design of public infrastructure improvements in connection with Roadway Improvements - KIPP School.

**SECTION 4.** That for the purpose of paying the cost of this contract the sum of up to \$171,353.13 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bond Fund as follows:

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

704 / 530161-100152 / Roadway Improvements - KIPP School / 06-6682 / 746152 / \$171,353.13

**SECTION 5.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 6.** 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 7.** 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 8.** 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.