



## Legislation Details (With Text)

**File #:** 1248-2010      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 8/31/2010      **In control:** Public Service & Transportation Committee  
**On agenda:** 9/13/2010      **Final action:** 9/16/2010

**Title:** To authorize the expenditure of \$33,212.00 within the Gov'l Build America Bonds Fund to the Ohio Department of Transportation for the Polaris Parkway Urban Paving Project for the Division of Design and Construction; to amend the 2010 CIB; to authorize the transfer of cash and appropriation within the Build America Bonds Fund; and to declare an emergency. (\$33,212.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
9/16/2010	1	CITY CLERK	Attest	
9/15/2010	1	MAYOR	Signed	
9/13/2010	1	Columbus City Council	Approved	Pass
9/13/2010	1	COUNCIL PRESIDENT	Signed	
9/2/2010	1	ODI DIRECTOR	Reviewed and Approved	
9/2/2010	1	Service Drafter	Sent for Approval	
9/2/2010	1	Auditor Reviewer	Reviewed and Approved	
9/2/2010	1	CITY AUDITOR	Reviewed and Approved	
9/2/2010	1	Service Drafter	Sent for Approval	
9/2/2010	1	CITY ATTORNEY	Reviewed and Approved	
9/2/2010	1	Service Drafter	Sent to Clerk's Office for Council	
9/1/2010	1	Finance Reviewer	Reviewed and Approved	
9/1/2010	1	FINANCE DIRECTOR	Reviewed and Approved	
9/1/2010	1	Service Drafter	Sent for Approval	
9/1/2010	1	EBOCO Reviewer	Sent for Approval	
8/31/2010	1	Service Drafter	Sent for Approval	
8/31/2010	1	Service Reviewer	Reviewed and Approved	
8/31/2010	1	Service Drafter	Sent for Approval	
8/31/2010	1	SERVICE DIRECTOR	Reviewed and Approved	
8/31/2010	1	Service Drafter	Sent for Approval	
8/31/2010	1	Finance Reviewer	Reviewed and Approved	

**1. BACKGROUND**

Ordinance 0135-2010 authorized The Director of Public Service to enter into agreements with the Ohio Department of Transportation

(ODOT) for 3 roadway improvement projects.

The DEL-750(Polaris Parkway) Urban Paving Project was one of these projects.

This ordinance authorized the expenditure of \$345,788.00 for this Urban Paving Project. This amount was the share of the project estimated by City Staff. In order to expedite the project this amount was legislated prior to receiving the estimated City share from the Ohio Department of Transportation (ODOT). Once ODOT completed their estimate they informed the City that the estimated City share required prior to the letting of the project was \$394,828.00. At that time an additional \$49,040.00 was authorized to be expended for this project in ordinance 0693-2010. The project was then let by the Ohio Department of Transportation and bids were higher than expected resulting in an increased share required from the City. ODOT requires this increased local share from the City prior to the beginning of construction. Therefore, it is now necessary to authorize the expenditure of an additional \$33,212.00.

This project proposes to resurface DEL-750 (Polaris Parkway) from South Old State Road to Lyra Drive. The scope of work is to perform partial depth pavement reconstruction; plane and resurface pavement with asphalt concrete; and replace pavement markings and loop detectors. (DEL-750-7.26 PID 81909)

43 ADA curb ramps will be added or reconstructed in these project limits as a separate project.

This is an Ohio Department of Transportation resurfacing project and there are no new sidewalks or bike paths associated with the City of Columbus portion of this project to be constructed. All existing bus stops will be preserved and/or maintained and maintenance of traffic plans take into account active bus stops for the project throughout construction.

## **2. EMERGENCY DESIGNATION**

Emergency action is requested in order to provide payment to ODOT at the earliest possible time. ODOT will not proceed with the project until these additional funds are received.

## **3. FISCAL IMPACT**

The estimated City share for this project is \$428,040.00. \$394,828.00 was previously authorized in ordinances 0135-2010 and 0693-2010. The remainder is now required by ODOT. Funding in the amount of \$33,212.00 is available in the Build America Bonds Fund due to cancellation of encumbrances from completed projects.

To authorize the expenditure of \$33,212.00 within the Gov'l Build America Bonds Fund to the Ohio Department of Transportation for the Polaris Parkway Urban Paving Project for the Division of Design and Construction; to amend the 2010 CIB; to authorize the transfer of cash and appropriation within the Build America Bonds Fund; and to declare an emergency. (\$33,212.00)

The following ordinance enacted by the City of Columbus, Ohio, hereinafter referred to as the Legislative Authority or Local Public Agency or "LPA", in the matter of the stated described projects.

**WHEREAS**, on the 6th day of April, 2009, the LPA enacted legislation (Ordinance 0298-2009) proposing cooperation with the Director of the Ohio Department of Transportation (Director of Transportation) for the described project:

This project proposes to perform pavement reconstruction and resurface pavement on DEL-750 (Polaris Parkway) from South Old State Road to Lyra Drive; and

**WHEREAS**, ordinance 0135-2010 authorized the expenditure of \$345,788.00 based on City Staff estimates for this project; and

**WHEREAS**, after ordinance 0135-2010 was authorized the Ohio Department of Transportation estimated the project cost and determined that the City share of the project was \$394,828.00; and

**WHEREAS**, it was necessary to authorize an additional expenditure in ordinance 0693-2010 of \$49,040.00 to ODOT for this project prior to the letting; and

**WHEREAS**, after the project was let, it was determined that the bids were higher than expected resulting in an increased City share; and

**WHEREAS**, prior to the construction of the project ODOT requires that this payment be made by the City; and

**WHEREAS**, it is necessary to provide additional funding for this project in the amount of \$33,212.00

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is the sense of this Council that the Director of the Ohio Department of Transportation must proceed with the aforesaid highway improvement, thereby preserving the public health, peace, property, and safety; now, therefore

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

**Section 1.** That the Director of Public Service is authorized to make payment to the Ohio Department of Transportation the amount of \$33,212.00 for this project. \$394,828.00 was previously authorized in ordinances 0135-2010 and 0693-2010. Total authorized for this project is \$428,040.00

**Section 2.** That the sum of \$33,212.00, or so much thereof as may be needed be and is hereby authorized to be expended from the Gov'l Build America Bonds Fund, Fund 746, Division of Design and Construction, Dept-Div. 59-12 as follows:

Fund / Project Number / Project / O.L. 01-03 Codes / OCA / Amount  
746 / 530282-100045 / Resurfacing - Polaris/South Old State Road to Lyra Drive / 06-6631 / 528245 / \$33,212.00

for the improvements described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of the Ohio Department of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from Federal funds.

**Section 3.** That the City Auditor is authorized to cancel AC030660/002.

**Section 4.** That the 2010 Capital Improvements Budget established within ordinance 0564-2010 be and hereby is amended to provide funding for this project as follows:

Fund / Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount  
746 / 530282-100046 / Resurfacing - East Broad Street/Bexley to Whitehall / \$591,932.00 / (\$33,212.00) / \$558,720.00 (Carryover)  
746 / 530282-100045 / Resurfacing - Polaris/South Old State Road to Lyra Drive / \$394,828.00 (Carryover) / \$33,212.00 (Carryover) / \$428,040.00 (Carryover)

**Section 5.** To move cash and appropriation between projects within Fund 746, the Gov'l Build America Bonds (B.A.B.s) Fund as follows:

FROM:  
Fund / Project # / Project / Object Level Three Codes / OCA Code / Amount  
Move cash and appropriation  
746 / 530282-100046 / Resurfacing - East Broad Street/Bexley to Whitehall / 06-6600 / 528246 / \$33,212.00

TO:  
Fund / Project # / Project / Object Level Three Codes / OCA Code  
746 / 530282-100045 / Resurfacing - Polaris/South Old State Road to Lyra Drive / 06-6600 / 528245 / \$33,212.00

**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 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.