



Legislation Details (With Text)

File #: 1534-2005 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 9/13/2005 **In control:** Utilities Committee

On agenda: 10/17/2005 **Final action:** 10/20/2005

Title: To authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the appropriation of \$183,033.72 within the Voted Sanitary Bond Fund; to authorize the transfer and expenditure of \$306,400.00 from within the Voted Sanitary Bond Fund in connection with five sanitary infrastructure capital improvement projects; to amend the 2005 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$306,400.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
10/20/2005	1	ACTING CITY CLERK	Attest	
10/19/2005	1	MAYOR	Signed	
10/17/2005	1	COUNCIL PRESIDENT	Signed	
10/17/2005	1	Columbus City Council	Approved	Pass
10/12/2005	1	UTILITIES DIRECTOR	Reviewed and Approved	
10/12/2005	1	Utilities Drafter	Sent to Clerk's Office for Council	
10/11/2005	1	City Clerk's Office	Sent back for Clarification/Correction	
10/11/2005	1	Utilities Drafter	Sent for Approval	
9/30/2005	1	Utilities Drafter	Sent to Clerk's Office for Council	
9/29/2005	1	Auditor Reviewer	Reviewed and Approved	
9/29/2005	1	CITY AUDITOR	Reviewed and Approved	
9/28/2005	1	Utilities Drafter	Sent for Approval	
9/26/2005	1	FINANCE DIRECTOR	Reviewed and Approved	
9/26/2005	1	Utilities Drafter	Sent for Approval	
9/26/2005	1	CITY ATTORNEY	Reviewed and Approved	
9/23/2005	1	Utilities Drafter	Sent for Approval	
9/23/2005	1	Finance Reviewer	Reviewed and Approved	
9/22/2005	1	Utilities Drafter	Sent for Approval	
9/22/2005	1	Utilities Reviewer	Sent for Approval	
9/21/2005	1	Utilities Drafter	Sent for Approval	
9/21/2005	1	Utilities Reviewer	Reviewed and Approved	

1. BACKGROUND:

This ordinance will provide the City Attorney with funding for real estate acquisition services for the following sanitary capital improvement projects:

A. Stanton Area Sanitary Improvements: Provide \$60,000.00 for the estimated cost of title search; appraisal services; negotiation/staff costs and the projected cost of easements. This project is located in Clintonville.

B. Chase/High Area Sanitary Improvements: Provide \$75,000.00 for the estimated cost of title search; appraisal services; negotiation/staff costs and the projected cost of easements. This project is located in Clintonville.

C. Beulah Rd. Trunk Sewer Rehabilitation: Provide \$82,000.00 for the estimated cost of title search; appraisal services; and negotiation/staff costs. This project is located within the Glen Echo Ravine and is generally bounded by I-71 to the east and the Olentangy River to the west.

D. Blacklick Sanitary Interceptor Sewer: Provide an additional \$59,400.00 for the proposed costs of settling the easement acquisition costs of the Child and Mulbarger Easements shown on the project plans. This project will continue the construction of this 66-inch diameter sanitary sewer north of Broad St. along Reynoldsburg-New Albany Road to Wengert Road.

E. Clintonville Main Sewer: Provide \$30,000.00 for the estimated cost of title search; appraisal services; and negotiation/staff costs. This project is located along the east side of the Olentangy River in the vicinity of Morse Rd.

2. EMERGENCY DESIGNATION:

The Division of Sewerage and Drainage is requesting City Council to consider this ordinance an emergency measure. The first two projects are among a list of projects that the Division is required to be completed in accordance with the provisions of an existing consent order between the City and the Ohio Attorney General's Office. Failure to adhere to the project schedule contained within the consent order will make the City liable for stipulated fines.

3. FISCAL IMPACT:

The Division is requesting City Council to appropriate funds from the unallocated balance of the Voted Sanitary Bond Fund, and to transfer residual funds within this fund in order to provide the funds necessary to acquire easements for the above referenced projects. Project accounts from which funds are being transferred will not be adversely affected by this legislation.

To authorize the City Attorney to acquire fee simple title and lesser interests; to contract for professional services; to authorize the appropriation of \$183,033.72 within the Voted Sanitary Bond Fund; to authorize the transfer and expenditure of \$306,400.00 from within the Voted Sanitary Bond Fund in connection with five sanitary infrastructure capital improvement projects; to amend the 2005 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$306,400.00)

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities, has developed construction plans and specifications for the sanitary sewer improvement projects known as the Stanton Area Sanitary Improvements; the Chase/High Area Sanitary Improvements; Beulah Rd. Trunk Sewer Rehabilitation; the Clintonville Main Rehabilitation; and is further in need of increasing the funding to complete the acquisition of an easement needed for the Blacklick Creek Sanitary Interceptor, Section 6B Subtrunk; and

WHEREAS, in order to construct the aforementioned sanitary improvements and associated facilities, it has been determined necessary for this City Council to authorize the City Attorney to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary to complete said acquisition; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the appropriation, transfer and expenditure of funds within the Voted Sanitary Bond Fund; to authorize the City Attorney to procure the required easements necessary to construct and operate the aforementioned vital sanitary sewer improvements in accordance with the required project schedules; and to amend the 2005 Capital Improvements; for the preservation of the public health, peace, property and safety; now, therefore:

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

Section 1. That the City Auditor is hereby authorized and directed to appropriate a total of \$183,033.72 within the Voted Sanitary Bond Fund No. 664 as follows:

Proj. 664999| Unallocated Balance Fd. 664| OL 3: 6601| OCA 999664| \$183,033.72

Section 2. That the City Auditor is hereby authorized and directed to transfer \$306,400.00.00 from within the Voted Sanitary Bond Fund No. 664, for the Division of Sewerage and Drainage as follows:

FROM:

650138-Blacklick Creek Sanitary Subt.- \$99,706.03
650473-Brewery Area Separation Dist. - \$10,858.02
650489-Big Run San. Subt.-S. of Alkire - \$1,003.31
650510-Sewer Maintenance Facility - \$8,210.02
650600-Franklin/Main Interceptor - \$3,588.90
664999-Unallocated Balance - \$183,033.72

TO:

650034-Blacklick Sanitary Interceptor - \$59,400.00
650625-Beulah Rd. Trunk Sewer Rehab. - \$82,000.00
650676-Stanton Area Sanitary Improve. - \$60,000.00
650681-Clintonville Main Rehabilitation - \$30,000.00
650682-Chase & High Rd. Sewer Rehab. - \$75,000.00

Section 3. 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 4. That the City Attorney be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary in connection with the Stanton Area Sanitary Improvements; the Chase/High Area Sanitary Improvements; Beulah Rd. Trunk Sewer Rehabilitation; the Clintonville Main Rehabilitation; and the Blacklick Creek Sanitary Interceptor, Section 6B Subtrunk.

Section 5. That the City Attorney be and hereby is authorized to expend \$306,400.00, or so much thereof as may be necessary, in order to acquire fee simple title and lesser interests in and to certain parcels of real estate and to contract for the professional services necessary, from the Voted Sanitary Bond Fund No. 664; Division 60-05; MOC 6601; within the following projects:

Proj. No. 650034| Blacklick Sanitary Interceptor| OCA 651034| \$59,400.00
Proj. No. 650625| Beulah Rd. Trunk Sewer| OCA Code 664625| \$82,000.00
Proj. No. 650681| Clintonville-Main Rehab.| OCA 664681| \$30,000.00
Proj. No. 650682| Chase/High Area San. Imp.| OCA Code 664682| \$75,000.00
Proj. No. 650676| Stanton Area San. Imp.| OCA 664676| \$60,000.00

Section 6. That the 2005 Capital Improvements Budget Ordinance No. 1070-2005 is hereby amended as follows, in order to provide sufficient budget authority for the aforementioned easement acquisition services as referenced in the preamble hereto.

CURRENT:

650034-Blacklick Sanitary Interceptor - \$0 (Voted Carryover)
650625-Beulah Rd. Trunk Sewer - \$0.00 (Voted Carryover)
650681-Clintonville Main Rehab. - \$0.00 (Voted Carryover)
650682-Chase/High San. Imp. - \$0.00 (Voted Carryover)
650676-Stanton Area Sewer Imp. - \$0.00 (Voted Carryover)
664999-Unallocated Balance Fd. 664 - \$674,793.00 (Voted Carryover)

AMENDED TO:

650034-Blacklick Sanitary Interceptor - \$59,400.00 (Voted Carryover)
650625-Beulah Rd. Trunk Sewer - \$82,000.00 (Voted Carryover)
650681-Clintonville Main Rehab. - \$30,000.00 (Voted Carryover)
650682-Chase/High San. Imp. - \$75,000.00 (Voted Carryover)
650676-Stanton Area Sewer Imp. - \$60,000.00 (Voted Carryover)
664999-Unallocated Balance Fd. 664 - \$491,759.30 (Voted Carryover)

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.