



Legislation Details (With Text)

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On agenda: 11/4/2013 **Final action:** 11/8/2013

Title: To amend the 2013 Capital Improvements Budget; to authorize and direct the City Auditor to transfer cash and appropriation between projects within the Streets and Highways General Obligations Bond Fund; to authorize the expenditure of up to \$150,000.00 from the Streets and Highways General Obligations Bond Fund for utility relocation for the Lincoln Theatre Phase 2 project; and to declare an emergency. (\$150,000.00)

Sponsors:

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|----------|--------|
| 11/8/2013 | 1 | CITY CLERK | Attest | |
| 11/7/2013 | 1 | MAYOR | Signed | |
| 11/4/2013 | 1 | COUNCIL PRESIDENT | Signed | |
| 11/4/2013 | 1 | Columbus City Council | Approved | Pass |

1. BACKGROUND:

This legislation authorizes payment for utility relocation work by American Electric Power and other utilities up to the amount of \$150,000 for the Lincoln Theatre Phase 2 project.

It is sometimes necessary to force the relocation of utilities from existing utility poles. These relocations are in areas where the City has previously allowed utilities, but due to project needs they must be relocated at the City's expense. The City of Columbus invested funds to renovate the Lincoln Theatre at 771 East Long Street, an historic landmark in the City's King-Lincoln District. Overhead and underground utilities were moved to accommodate the renovation. As part of the project the pole line in front of the Lincoln Theatre will be relocated in order to accommodate the aesthetics and the investment in the infrastructure.

The City's share of the relocation expense is \$150,000.00. The Department of Development has committed to funding the relocation.

2. FISCAL IMPACT

Department of Development funds in the amount of \$150,000.00 are available for this project within the Streets and Highways Bonds Fund of the 2013 Capital Improvements Budget. Amendment to the 2013 Capital Improvements Budget is necessary to establish sufficient cash and authority in the proper project.

3. CONTRACT COMPLIANCE

American Electric Power's contract compliance number is 134922641 and expires 03/01/2014.

4. EMERGENCY DESIGNATION

Emergency action is requested to provide necessary funding to relocate utilities to prevent unnecessary delays in the Department of Public Service's Capital Improvement Program.

To amend the 2013 Capital Improvements Budget; to authorize and direct the City Auditor to transfer cash and appropriation between projects within the Streets and Highways General Obligations Bond Fund; to authorize the expenditure of up to \$150,000.00 from the Streets and Highways General Obligations Bond Fund for utility relocation for the Lincoln Theatre Phase 2 project; and to declare an emergency. (\$150,000.00)

WHEREAS, the City is engaged in the Lincoln Theatre Phase 2 project; and

WHEREAS, it is necessary to relocate utilities as part of this project; and

WHEREAS, the City's share of the utility relocation cost is \$150,000.00; 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, an emergency exists in the usual daily operation of the Department of Public Service in that funding must be made available for the utilities relocation to prevent unnecessary delays of this capital improvement project thereby 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 Improvement Budget authorized by ordinance 0645-2013 be amended as follows to establish sufficient authority for this project:

| <u>Fund / Project / Project Name / Current / Change / Amended</u> |
|--|
| 704 / 530058-100005 / NCR-TBD (Voted 2008 Debt SIT Supported) / \$2,500,000.00 / (\$150,000.00) / \$2,350,000.00 |
| 704 / 530058-100009 / NCR-Lincoln Theatre Phase 2 (Voted 2008 Debt SIT Supported) / \$0.00 / \$150,000.00 / \$150,000.00 |

SECTION 2. That the City Auditor is hereby authorized to transfer cash and appropriate between projects within the Streets and Highways G.O. Bonds Fund, Fund 704 as follows:

From:

| <u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount</u> |
|--|
| 704 / 530058-100005 / NCR-TBD / 06-6600 / 745805 / \$150,000.00 |

To:

| <u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount</u> |
|---|
| 704 / 530058-100009 / NCR-Lincoln Theatre Phase 2 / 06-6600 / 745809 / \$150,000.00 |

SECTION 3. That the Director of Public Service be and hereby is authorized to pay utility relocation costs to American Electric Power, One Riverside Plaza, Columbus, Ohio, 43215, and other utilities as needed for the Lincoln Theatre Phase 2 project.

SECTION 4. That for the purpose of paying the cost of this relocation the sum of up to \$150,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bond Fund as follows:

| <u>Fund / Project Detail / Project Name / O.L. 01-03 Codes / OCA / Amount:</u> |
|---|
| 704 / 530058-100009 / NCR-Lincoln Theatre Phase 2 / 06-6631 / 745809 / \$150,000.00 |

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.