



## Legislation Text

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**File #: 2314-2015, Version: 1**

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### **1. BACKGROUND**

This ordinance authorizes the City Attorney's Real Estate Division to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Roadway Improvements-Lazelle Road project Phase's A, B & C (aka FRA-Lazelle Road PID 95606, PID 90406 and PID 95607).

The City of Columbus, Department of Public Service, is engaged in the Roadway Improvements-Lazelle Road project Phase's A, B & C (aka FRA-Lazelle Road PID 95606, PID 90406 and PID 95607) project, which includes reconstruction and widening of Lazelle Road from N. High Street (US-23) east to Northwest of Worthington Galena Road, replacement of NS and CSXT railroad bridges, relocation of Old State Road to a proposed roundabout, adding sidewalks, shared use path and a storm sewer outfall pipe along Flint Road.

The Department of Public Service is currently finalizing construction plans and is prepared to authorize right of way acquisition pending passage of this funding legislation.

### **2. FISCAL IMPACT**

Funding in the amount of \$2,592,907.00 is available for this project and this legislation appropriates it as follows: \$531,000.00 from the Streets and Highways G.O. Bond Fund and \$2,061,907.00 from the Federal State Highway Engineering Fund, both within the Department of Public Service. An amendment to the 2015 Capital Improvements fund is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

### **3. EMERGENCY DESIGNATION**

Emergency action is requested to provide necessary right-of-way acquisition funding and prevent unnecessary delays in the Department of Public Service's Programs.

To amend the 2015 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the City Auditor to transfer funds between the Streets and Highways Bond Fund and the Fed-State Highway Eng. Fund; to authorize the City Auditor to appropriate funds within the Fed-State Highway Eng. Fund; to authorize the City Attorney's Real Estate Division to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Roadway Improvements - Lazelle Road project and negotiate with property owners to acquire the additional rights of way; to authorize the expenditure of up to \$2,592,907.00 from the Federal State Highway Engineering Fund; and to declare an emergency. (\$2,592,907.00)

**WHEREAS**, the City of Columbus, Department of Public Service is engaged in the Roadway Improvements-Lazelle Road project Phases A, B & C (aka FRA-Lazelle Road PID 95606, PID 90406 and PID 95607) project; and

**WHEREAS**, this project widens Lazelle Road from N. High Street (US-23) east to Northwest of Worthington Galena Road, replaces NS and CSXT railroad bridges, relocates Old State Road to a proposed roundabout, while adding sidewalks, shared use path and a storm sewer outfall pipe along Flint Road; and

**WHEREAS**, the Ohio Department of Transportation has awarded grant funding to the Department of Public Service related to the Roadway Improvements-Lazelle Road project Phase's A, B & C (aka FRA-Lazelle Road PID 95606, PID 90406 and PID 95607) project; and

**WHEREAS**, successful completion of this project necessitates the city acquire fee simple title and lesser interests in and to various properties located along the project corridor as additional rights of way; and

**WHEREAS**, this ordinance authorizes the City Attorney's Real Estate Division to expend \$2,592,907.00 or so much thereof as may be necessary to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Roadway Improvements- Lazelle Road Phases A, B & C project; and

**WHEREAS**, it is necessary to authorize an amendment to the 2015 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 it is immediately necessary to authorize the City Attorney's Office to contract and negotiate for the necessary right of way acquisition and to authorize the transfer of funds for the project to prevent unnecessary delays in the Department's Capital Improvement Program, 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 2015 Capital Improvement Budget authorized by Ordinance 0557-2015 be amended as follows to establish sufficient authority for this project:

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

704 / 530161-100081 / Roadway Improvements - Lazelle Road Phase B (2013 Debt SIT) / \$100,000.00 / (\$338.00) / \$99,662.00

704 / 530161-100148 / Roadway Improvements - Lazelle Road Phase C (2013 Debt SIT) / \$31,000.00 / (\$54.00) / \$30,946.00

704 / 530161-100145 / Roadway Improvements - Lazelle Road Phase A (2013 Debt SIT) / \$100,000.00 / \$392.00 / \$100,392.00

**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 / 530161-100081 / Roadway Improvements - Lazelle Road Phase B (2013 Debt SIT) / 06-6600 / 746181 / \$338.00

704 / 530161-100148 / Roadway Improvements - Lazelle Road Phase C (2013 Debt SIT) / 06-6600 / 716148 / \$54.00

**Transfer to:**

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

704 / 530161-100145 / Roadway Improvements - Lazelle Road Phase A (2013 Debt SIT) / 06-6600 / 716145 / \$392.00

**SECTION 3.** 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 / 530161-100081 / Roadway Improvements - Lazelle Road Phase B / 06-6600 / 746181 / \$399,662.00

704 / 530161-100148 / Roadway Improvements - Lazelle Road Phase C / 06-6600 / 716148 / \$30,946.00

704 / 530161-100145 / Roadway Improvements - Lazelle Road Phase A / 06 6600 / 716145 / \$100,392.00

**Transfer to:**

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

704 / 530161-100081 / Roadway Improvements - Lazelle Road Phase B / 10-5501 / 746181 / \$399,662.00

704 / 530161-100148 / Roadway Improvements - Lazelle Road Phase C / 10-5501 / 716148 / \$30,946.00  
704 / 530161-100145 / Roadway Improvements - Lazelle Road Phase A / 10-5501 / 716145 / \$100,392.00

**SECTION 4.** That the City Auditor be and is hereby authorized and directed to transfer funds between the Streets and Highways Bond Fund, No. 704, and the Fed-State Highway Eng. Fund , Fund 765, as follows:

**Transfer from:**

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

704 / 530161-100081 / Roadway Improvements - Lazelle Road Phase B / 10-5501 / 746181 / \$399,662.00  
704 / 530161-100148 / Roadway Improvements - Lazelle Road Phase C / 10-5501 / 716148 / \$30,946.00  
704 / 530161-100145 / Roadway Improvements - Lazelle Road Phase A / 10-5501 / 716145 / \$100,392.00

**Transfer to:**

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

765 / 591505-100000 / Roadway Improvements - Lazelle Road Phase B / 80-0886 / 591505 / \$399,662.00  
765 / 591506-100000 / Roadway Improvements - Lazelle Road Phase C / 80-0886 / 591506 / \$30,946.00  
765 / 591504-100000 / Roadway Improvements - Lazelle Road Phase A / 80-0886 / 591504 / \$100,392.00

**SECTION 5.** The City Auditor be and is hereby authorized to appropriate a sum of \$2,592,907.00 within Fund 765, the Fed-State Highway Eng. 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, 2015, for Dept-Div. 59-12, Division of Design and Construction, as follows:

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

765 / 591505-100000 / Roadway Improvements - Lazelle Road Phase B / 06-6600 / 591505 / \$1,936,219.00  
765 / 591506-100000 / Roadway Improvements - Lazelle Road Phase C / 06-6600 / 591506 / \$154,728.00  
765 / 591504-100000 / Roadway Improvements - Lazelle Road Phase A / 06-6600 / 591504 / \$501,960.00

**SECTION 6.** That the City Attorney's Office, Real Estate Division, be and hereby is authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate, to contract for professional services, and to negotiate with property owners to acquire the additional rights of way needed to complete the Roadway Improvements- Lazelle Road Phases A, B & C project.

**SECTION 7.** That for the purpose of paying the cost of these acquisitions and services the sum of up to \$2,592,907.00 or so much as thereof may be needed, is hereby authorized to be expended from the Federal-State Highway Engineering Fund, No. 765 as follows:

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

765 / 591505-100000 / Roadway Improvements - Lazelle Road Phase B / 06-6601 / 591505 / \$1,936,219.00  
765 / 591506-100000 / Roadway Improvements - Lazelle Road Phase C / 06-6601 / 591506 / \$154,728.00  
765 / 591504-100000 / Roadway Improvements - Lazelle Road Phase A / 06-6601 / 591504 / \$501,960.00

**SECTION 8.** 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 9.** 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 10.** 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 11.** 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 10 days after passage if the Mayor neither approves nor vetoes the same.