



City of Columbus

Office of City Clerk
90 West Broad Street
Columbus OH 43215-9015
columbuscitycouncil.org

Legislation Text

File #: 0449-2008, **Version:** 1

BACKGROUND: This legislation will enable the Department of Public Utilities, Division of Power and Water, to proceed with the installation of a high pressure sodium street lighting system for Case Road, under the assessment procedure.

Emergency action is requested due to citizens' approved petition for a timely implementation of construction services.

FISCAL IMPACT: The determined amount to be paid for the City's share under this assessment procedure is \$12,000.00.

To authorize the Department of Public Utilities, Division of Power and Water, to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for Case Road under the assessment procedure, and to declare an emergency.

WHEREAS, it is necessary to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for Case Road; and

WHEREAS, emergency action is necessary to avoid any further delay in the implementation of construction services in accordance with citizens' approved petition for street lighting under the assessment procedure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water, in that it is immediately necessary to proceed with the installation of street lighting improvements for Case Road for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

SECTION 1. That it is hereby determined to proceed with the installation of a high pressure sodium street lighting system with ornamental poles and underground wiring for Case Road, including: Case Road from Cleveland Avenue to the City Corporation Limit east of Walford Street by installing poles, fixtures, power cable and conduit, constructing control facilities and doing such other things as may be necessary in the City of Columbus, Ohio, in accordance with Resolution 0192X-2007, adopted by Council on December 10, 2007; and in accordance with the plans, specifications and estimate of cost therefore approved and now on file in the office of the Department of Public Utilities.

SECTION 2. That all claims for damages resulting there from shall be judicially inquired into after completion of the proposed improvement, and the City Attorney be and he is hereby authorized and directed to institute proceedings in a court of competent jurisdiction to inquire into such claims in the event any such claims are filed with the clerk within the period permitted by law.

SECTION 3. That the whole cost of said improvement, together with interest on notes issued in anticipation of the issuance of bonds and on bonds issued in anticipation of the collection of the assessment to be levied for said improvements, less the City of Columbus, Division of Power and Water share not to exceed 30%, with the balance to be assessed in proportion to the benefits which may result from the improvement of the property bounding or abutting upon the improvement.

SECTION 4. That the assessment so to be levied shall be paid in twenty semi-annual installments with interest on deferred payments at a rate not exceeding the prevailing interest rate; provided that the owner of the property assessed may, at his option, pay such assessment or any number of installments of the same, at any time after such assessment has been levied.

SECTION 5. That notes of the City of Columbus, Ohio, shall be issued in anticipation of the issuance of bonds to be issued in

anticipation of the collection of assessments by installments and in an amount equal thereto.

SECTION 6. That the Director of Public Utilities be and is hereby authorized and directed to make and execute a contract for said improvement with the lowest and best bidder.

SECTION 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.