



## Legislation Text

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**File #:** 1847-2017, **Version:** 1

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### 1. BACKGROUND

This ordinance seeks authorization for the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association doing business as Capital Crossroads Special Improvement District (the “Developer”) for construction work associated with the Alley Rehabilitation - Downtown SID Improvements project.

The City is currently in the process of completing the construction work along Lynn and Pearl alleys. The scope of the project is required to be revised in order to accommodate additional construction items needed to complete the project and ensure appropriate safety measures are implemented within the public right-of-way. The Developer will initially pay for the costs of these items in order to complete the project and the City will reimburse the Developer for the items. The estimated cost for the construction of the additional items is \$143,165.31.

### 2. FISCAL IMPACT

Funding in the amount of \$143,165.31 is available for this project in the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2017 Capital Improvement Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

### 3. EMERGENCY JUSTIFICATION

Emergency legislation is required to allow for immediate execution of the Construction Guaranteed Maximum Reimbursement Agreement, which is necessary to facilitate the construction of the public infrastructure project to maintain the project schedule and to coincide with the established development timeline.

To amend the 2017 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 Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba the Capital Crossroads Special Improvement District, for an amount of up to \$143,165.31 for the Downtown SID Improvement project; to authorize the expenditure of \$143,165.31 from the Streets and Highways Bond Fund; and to declare an emergency. (\$143,165.31).

**WHEREAS**, the City is currently in the process of completing the construction project along Lynn and Pearl alleys; and

**WHEREAS**, the scope of the project is required to be revised in order to accommodate additional items needed to complete the project and ensure appropriate safety measures are implemented within the public right-of-way; and

**WHEREAS**, the Developer will initially pay for the costs of the additional construction items in order to complete the project in a timely fashion; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba the Capital Crossroads Special Improvement District, for construction costs in a total amount up to \$143,165.31 relative to the construction of the Lynn and Pearl Alley project; and

**WHEREAS**, it is necessary to authorize an amendment to the 2017 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 Director to enter into said Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba Capital Crossroads Special Improvement District, in order to maintain the project schedule and to meet community commitments, 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 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

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

7704 / P440104-100002 / Miscellaneous Economic Development - Columbus Coated Fabrics (Voted Carryover) / \$388,492.00 / (\$143,166.00) / \$245,326.00

7704 / P530104-100003 / Alley Rehabilitation - Downtown SID Improvements (Voted Carryover) / \$19,473.00 / \$143,166.00 / \$162,639.00

**SECTION 2.** That the transfer of \$143,165.31, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into a Construction Guaranteed Maximum Reimbursement Agreement with SID Public Services Association, dba the Capital Crossroads Special Improvement District, located at 23 North High Street, Columbus, Ohio 43215, relative to the construction of public infrastructure improvements in connection with the Lynn and Pearl Alley project.

**SECTION 4.** That the expenditure of \$143,165.31, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund in Object Class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**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 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.