



Legislation Text

File #: 1870-2014, **Version:** 1

1. BACKGROUND:

This ordinance authorizes the Director of the Department of Public Service to modify a design agreement with Norfolk Southern Railroad for the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee (FRA-CR122-6.22 (PID 85017)) project ("Project") for an amount up to \$22,500.00.

Ordinance 0314-2014 authorized the Director of the Department of Public Service to enter into a design agreement with Norfolk Southern Railroad for the project for \$22,500.00. The amount of the original design agreement was based upon an estimate before the work began. Once the work was underway, it was determined additional funds were needed to complete the work.

The purpose of this agreement is to allow NSRC to continue to review and approve engineering and design plans, specifications, drawings, and other documents pertaining to the Project; to prepare cost estimates for NSRC' work related to the project; and review of construction cost estimates, site surveys, assessments, studies, and related construction documents submitted to NSRC.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against NSRC.

2. CONTRACT COMPLIANCE:

Norfolk Southern Corporation contract compliance number is 536002016 and expires on 4/17/15.

3. FISCAL IMPACT:

Funds in the amount of \$22,500.00 are available for this project in the Streets and Highways Bond Fund within the Department of Public Service.

4. EMERGENCY DESIGNATION:

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

To authorize the Director of the Department of Public Service to modify a design agreement with the Norfolk Southern Railway Company, a Virginia corporation, for continued review of plans and associated work pertaining to the Arterial Street Rehabilitation - Lockbourne Rd - Frebis Rd - SR 104 (PID 530103) project; to authorize the expenditure of up to \$22,500.00 from the Streets and Highways Bonds Fund; and to declare an emergency. (\$22,500.00) **(AMENDED BY ORD. 2110-20114 PASSED 9/22/2014)**

WHEREAS, the City of Columbus, Ohio, Department of Public Service is engaged in the Arterial Street Rehabilitation - Lockbourne Rd - Frebis Rd - SR 104 (PID 530103) ("Project"), which the Project crosses over real property owned by the Norfolk Southern Railway Company ("NSRC"), a Virginia corporation; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Service to modify a design agreement with NSRC for continued review and associated work for the Project; and to provide payment to NSRC for costs incurred during the design of the Project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service because the agreements' funding should be authorized immediately in order to allow the Project to proceed without delay, which will preserve the public peace, property, health, safety, and welfare of those individuals living and traveling within the area of the Project. Now, therefore,

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

SECTION 1. The Director of the Department of Public Service is authorized to modify a design agreement with the Norfolk Southern Railway Company ("NSRC"), a Virginia corporation, for the purpose of authorizing NSRC to continue to review plans and perform other work pertaining to the Arterial Street Rehabilitation - Lockbourne Rd - Frebis Rd - SR 104 (PID 530103) Project.

SECTION 2. That for the purpose of paying the cost of this contract the sum of up to \$22,500.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bond Fund as follows:

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

704 / 530103-100042 / Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee / 06-6631 / 740342 / \$22,500.00

SECTION 3. 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 4. 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 5. 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 6. 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.