



## Legislation Text

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**File #:** 1406-2013, **Version:** 1

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### **1. BACKGROUND**

The Division of Planning and Operations is responsible for street cleaning in Columbus. The Division of Planning and Operations is also engaged in the Alley Rehabilitation - Miscellaneous project for the rehabilitation of City Alleys. As part of these projects, Division of Planning and Operations crews will perform work such as clearing, surface grading and leveling, drainage improvements and selective repaving. Debris gathered from this work as well as from street cleaning, brush clearing and other street maintenance activities is dumped at the landfill operated by the Solid Waste Authority of Central Ohio (SWACO). This legislation authorizes the expenditure of up to \$265,000.00 for tipping fees at SWACO's landfill.

This legislation also waives the formal competitive bidding requirements of the Columbus City Code. Even though refuse disposal services are available in the market place other than those offered by SWACO, competitive bidding must be waived because of the City's contractual relationship with SWACO. Fees are determined based on SWACO's rate setting process in which the City of Columbus has participated, based upon its membership on the SWACO Board.

Total: \$265,000.00

### **2. FISCAL IMPACT**

Monies are available in the Division of Planning and Operations 2013 Street Construction, Maintenance and Repair Fund appropriation for this expenditure. Tipping fee expenses were \$320,000.00 and \$257,500.00 in 2011 and 2012, respectively. In 2013, The Division of Planning and Operations has established an initial encumbrance of \$225,000.00. The Division anticipates it will expend the remaining appropriation of \$35,000.00 on additional tipping fees for the remainder of the year. This legislation also appropriates the tipping fees for the alley rehabilitation project from the Street & Highways Bond Fund, Fund 704, in the amount of \$230,000.00. Amendment to the 2013 Capital Improvements Budget is necessary to establish sufficient cash and authority in the proper project.

### **3. EMERGENCY DESIGNATION**

Emergency action is necessary to ensure that funds are available and there is no lapse in service or late fee assessed.

To amend the Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bonds Fund; to authorize the Director of Public Service to establish a purchase order with the Solid Waste Authority of Central Ohio for landfill use by the Division of Planning and Operations; to authorize the expenditure of \$35,000.00 or so much thereof as may be needed from the Street Construction, Maintenance and Repair Fund; to authorize expenditure from the Streets and Highways Bond Fund in the amount of \$230,000.00; to waive the competitive bidding requirements of the Columbus City Codes, 1959; and to declare an emergency. (\$265,000.00)

**WHEREAS**, the Division of Planning and Operations is responsible for maintenance of roadways in Columbus; and

**WHEREAS**, The Division of Planning and Operations is also engaged in the Alley Rehabilitation - Miscellaneous project for the rehabilitation of City Alleys; and

**WHEREAS**, debris collected from the street cleaning activities must be dumped at an approved landfill; and

**WHEREAS**, to ensure that funds are available and there is no lapse in service or late fee assessed; and

**WHEREAS**, the provision of Columbus City Code Section 329.06 must be waived; and

**WHEREAS**, an emergency exists in the daily operation of the Department of Public Service, Division of Planning and Operations, in that it is immediately necessary to pay tipping fees to the Solid Waste Authority of Central Ohio, 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 provide sufficient authority for this project

<u>Fund / Project Number / Project / Revised CIB Authority / Amendment Amount / CIB Amount</u>
704 / 530104-100004 / Alley Rehabilitation - Miscellaneous / \$112,655.00 / \$2,067.00 / \$114,722.00 (cancellation)
704 / 530161-100079 / Roadway Improvements - Riverview/Olentangy - West Terminus (Carryover) / \$83,977.00 / (\$83,977.00) / \$0.00
704 / 530161-100018 / Roadway Improvments - Richards Road (Carryover) / \$770,000 / (\$31,301.00) / \$738,699.00
704 / 530104-100004 / Alley Rehabilitation - Miscellaneous / \$114,722.00 / \$115,278.00 / \$230,000.00

**SECTION 2.** That the transfer of cash and appropriation in the amount of \$115,278.83 within Fund 704, from the Streets & Highways G.O. Bonds Fund, be authorized as follows:

**TRANSFER FROM**

<u>Fund / Project / Project Name / OL 01-03 Codes / OCA Code / amount</u>
704 / 530161-100079 / Riverview/Olentangy - West Terminus / 06-6600 / 746179 / \$83,977.27
704 / 530161-100018 / Roadway Improvments - Richards Road / 06-6600 / 741618 / \$31,301.56

**TRANSFER TO**

<u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA Code / Amount</u>
704 / 530104-100004 / Alley Rehabilitation - Miscellaneous / 06-6699 / 740404 / \$115,278.83

**SECTION 3.** That the Director of Public Service be and hereby is authorized to establish a purchase order with the Solid Waste Authority of Central Ohio, Department 1833, Columbus, Ohio 43271, in an amount not to exceed \$265,000.00, for payment of refuse tipping fees in accordance with the applicable specifications on file in the Office of the Director of Public Service, which are hereby approved.

**SECTION 4.** That for the purpose of paying the cost of the tipping fees, the sum of \$265,000.00 or so much thereof as may be needed, is hereby authorized to be expended:

<u>Fund / Project / Project Name / O.L. 01-03 Codes / OCA Code / Amount</u>
265 / NA / NA / 06-6699 / 591155 / \$35,000.00
704 / 530104-100004 / Alley Rehabilitation - Miscellaneous / 06-6621 / 740404 / \$230,000.00

**SECTION 5.** That in accordance with Section 327.27 of the Columbus City Code, City Council has determined that it is in the best interest of the City of Columbus that Section 329.06 relating to formal competitive bidding requirements be waived and hereby waives said section.

**SECTION 6.** 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 7.** 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 8.** 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 9.** 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 its passage if the Mayor neither approves nor vetoes the same.