



# City of Columbus

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

## Legislation Text

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**File #:** 0869-2012, **Version:** 1

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**BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with GAY STREET CONDOMINIUM, LLC. for improvements to the Long Street Sewer.

Upon passage of this Ordinance, the City of Columbus will agree to pay a guaranteed maximum reimbursement of \$124,582.07 to GAY STREET CONDOMINIUM, LLC. for improvements on the Long Street Sewer. The developer has agreed to construct the improvements at their cost and then obtain reimbursement from the City.

Improvements to the Long Street Sewer are needed to facilitate the maintenance and operation of a public sewer;

A guaranteed maximum cost reimbursement with GAY STREET CONDOMINIUM, LLC. provides that they construct the public improvement on the City's behalf; and that the project is publicly bid and subject to reimbursement agreement with the City.

**CONTRACT COMPLIANCE NO.:** 20-4285575 | Exp 08/02/2012 | MAJ

**EMERGENCY DESIGNATION:** The Department of Public Utilities is requesting an emergency designation at this time to facilitate this project's completion.

**FISCAL IMPACT:** This legislation authorizes the Director of Public Utilities to transfer within and expend up to \$124,582.07 from the Sanitary Sewer General Obligation Bond Fund, Fund 664, for the Long Street Sewer Project and amend the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement agreement with GAY STREET CONDOMINIUM, LLC., pursuant to Section 186 of the Columbus City Charter for the construction of needed improvements to the Long Street Sewer for the Division of Sewerage and Drainage; to authorize the transfer within and expenditure up to \$124,582.07 from the Sanitary Sewer General Obligation Bond Fund; to authorize an amendment to the 2012 Capital Improvements Budget; and to declare an emergency. (\$124,582.07)

**WHEREAS,** the Director of Public Utilities needs to enter into a Guaranteed Maximum Reimbursement agreement with GAY STREET CONDOMINIUM, LLC., for improvements to the Long Street Sewer; and

**WHEREAS,** the Department of Public Utilities will pay a guaranteed maximum reimbursement of \$124,582.07; and

**WHEREAS,** it is necessary for the City Council to authorize the expenditure of funds from the Storm Recovery Zone Super Build America Bonds Fund;

**WHEREAS,** it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for the purposes of providing sufficient budget authority for the project expenditures.

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary for Council to authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement Agreement with GAY STREET CONDOMINIUM, LLC., for the Long Street Sewer, which is necessary

to facilitate the maintenance and operation of the Long Street Sewer infrastructure; at the earliest practical date for the 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 the Director of Public Utilities is authorized to enter into a Guaranteed Maximum Reimbursement agreement with GAY STREET CONDOMINIUM, LLC., pursuant to Section 186 of the Columbus City Charter for the construction of improvements to the Long Street Sewer, for the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$124,582.07 within the Sanitary Sewer General Obligation Bond Fund, Fund 664, Division of Sewerage and Drainage, Division 60-05, Object Level One 06, Object Level Three 6630, as follows:

**TRANSFER FROM:**

Project | Project Name | OCA | Amount

650697-100000 | Downtown Area Manhole Rehab | 664697 | -\$70,096.57

650698-100000 | Sewer System I/I Elimination | 664698 | -\$54,485.50

**TRANSFER TO:**

Project | Project Name | OCA | Amount

650015-100000 | Long Street Sewer | 640015 | +\$124,582.07

**SECTION 3.** That the 2012 Capital Improvements Budget Ordinance No. 0368-2012 is hereby amended as follows, to provide sufficient budget authority for the execution of the engineering agreement stated in Section 7 herein:

Proj. No. | Proj. Name | Current Authority | Revised Authority | (Amount of Change)

650697-100000 | Downtown Area Manhole Rehab | \$70,097 | \$0 | (-\$70,097)

650698-100000 | Sewer System I/I Elimination | \$62,625 | \$8,140 | (-\$54,486)

650015-100000 | Long Street Sewer | \$0 | \$124,583 | (+\$124,583)

**SECTION 4.** That for paying the cost of this improvement, the Guaranteed Maximum Reimbursement up to and including \$124,582.07 is hereby authorized from Sanitary Sewer General Obligation Bond Fund, Fund No. 664, Dept./Div/ 60-05, OCA 640015, Object Level One 06, Object Level Three 6621, Project Number 650015-100000, to pay the cost thereof.

**SECTION 5.** That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance 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 no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

**SECTION 6.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**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 for reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.