



## Legislation Text

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**File #:** 1918-2012, **Version:** 1

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**BACKGROUND:** This legislation authorizes the Director of Public Utilities to modify the Guaranteed Maximum Reimbursement agreement with GAY STREET CONDOMINIUM, LLC. for the improvements to the Long Street Sewer. This agreement was entered in accordance with Ordinance 0869-2012 which was passed by City Council on May 14, 2012. This modification will add addition funds to the agreement to cover increased construction cost, construction inspection cost, and a PTI fee.

The additional funding is being requested due to higher than anticipated construction cost. The developer has agreed to construct the improvements at their cost and then obtain a reimbursement from the City. Improvements to the Long Street Sewer are needed to facilitate the maintenance and operation of a public sewer.

**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 City Auditor to transfer up to \$73,697.08 from the Sanitary Sewer General Obligation Bond Fund, Fund 664 for the Long Street Sewer Project. The new project cost breakdown is as follows: \$171,840.00 for construction cost; \$25,776.00 for construction inspection by DPS; and \$663.15 for PTI. The new project total would be \$198,279.15

To authorize the Director of Public Utilities to enter into a modification of the Guaranteed Maximum Reimbursement agreement with GAY STREET CONDOMINIUM, LLC. for improvements to the Long Street Sewer in the amount of \$73,697.08; to amend the 2012 Capital Improvements Budget; and to declare an emergency. (\$73,697.08)

**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 has agreed to increase the current guaranteed maximum reimbursement up to \$171,840.00 for construction cost; \$25,776.00 for construction inspection; and \$663.15 for PTI for a total of \$198,279.15; and

**WHEREAS,** it is necessary for the City Council to authorize the expenditure of funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664; and

**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 modify the Guaranteed Maximum Reimbursement agreement with GAY STREET CONDOMINIUM, LLC. for the Long Street Sewer project; 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 City Auditor is hereby authorized to transfer \$73,697.08 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

650100-100001 | Sanitary Sewer Contingency CA/CI | 664101 | -\$73,697.08

**TRANSFER TO:**

Project | Project Name | OCA | Amount

650015-100000 | Long St Sewer GMRA | 640015 | +\$73,697.08

**SECTION 2.** 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)

650100-100001 | Sanitary Sewer Contingency CA/CI | \$481,613 | \$455,174 | (-\$73,698)

650015-100000 | Long St Sewer GMRA | \$0 | \$73,698 | (+\$73,698)

**SECTION 3.** That for paying the cost of this improvement, the Guaranteed Maximum Reimbursement, the City Auditor is hereby authorized to increase AC033644 by \$73,697.08 for the CIP Project Number 650015-100000 with funds from the Sanitary Sewer General Obligation Bond Fund, Fund No. 664, Dept./Div./ 60-05, OCA 640015, Object Level One 06, Object Level Three 6630 to pay the cost thereof.

**SECTION 4.** 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 5.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**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 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.