



Legislation Details (With Text)

File #: 0987-2008 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 6/5/2008 **In control:** Public Service & Transportation Committee

On agenda: 6/23/2008 **Final action:** 6/25/2008

Title: To amend the 2008 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$10,976.00 within the Streets and Highways G.O. Bonds fund; to authorize the Public Service Director to increase the City's share of the agreement with the Director of the Ohio Department of Transportation for this Indianola Avenue, Morse Road and High Street (U.S. Route 23) rehabilitation project for the Transportation Division; and to declare an emergency.

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
6/25/2008	1	CITY CLERK	Attest	
6/24/2008	1	MAYOR	Signed	
6/23/2008	1	Columbus City Council	Approved	Pass
6/23/2008	1	COUNCIL PRESIDENT	Signed	
6/13/2008	1	Service Reviewer	Sent for Approval	
6/13/2008	1	Auditor Reviewer	Reviewed and Approved	
6/13/2008	1	CITY AUDITOR	Reviewed and Approved	
6/13/2008	1	Service Reviewer	Sent for Approval	
6/13/2008	1	CITY ATTORNEY	Reviewed and Approved	
6/13/2008	1	Service Reviewer	Sent to Clerk's Office for Council	
6/12/2008	1	Finance Reviewer	Reviewed and Approved	
6/12/2008	1	Finance Reviewer	Reviewed and Approved	
6/12/2008	1	FINANCE DIRECTOR	Reviewed and Approved	
6/11/2008	1	SERVICE DIRECTOR	Reviewed and Approved	
6/5/2008	1	Service Drafter	Sent for Approval	
6/5/2008	1	Service Reviewer	Reviewed and Approved	

Background: This ordinance authorizes The Public Service Director to increase funding for an agreement with the Ohio Department of Transportation (ODOT) for the Rehabilitation of 3.74 miles of Indianola Avenue, Morse Road, and High Street (U.S. Route 23), by means of planing, resurfacing, and partial depth pavement repair. Bids for this project were higher than expected causing the Ohio Department of Transportation to request additional funding from the City.

Project Limits extend on U.S. Route 23 (Indianola Avenue) from Hudson Street to Oakland Park Avenue; resuming on U.S. Route 23 (Indianola Avenue) from 0.01 miles North of Cooke Road to Morse Road; on Morse Road from Indianola Avenue to North High Street; and on North High Street from Morse Road to the Worthington corporation limit (0.82 miles North of Morse Road).

A related ordinance was recently passed by Council authorizing the Director of Public Service to enter into a contract with the Director of the Ohio Department of Transportation for this Indianola Avenue, Morse Road, and High Street (U.S. Route 23) rehabilitation project; the ordinance (and funding level) was:

Ordinance 0475-2008, passed April 7, 2008, for \$221,644.00 for the City share of the estimated cost of the improvements.

This current ordinance authorizes an additional \$10,976.00 for the project.

Emergency action is requested in order to meet ODOT's schedule to award this project in June, 2008. The project is scheduled to begin construction in August 2008 and end in October 2008.

Fiscal Impact: The bid amount for construction for this project is \$862,665.00. The additional share of the cost for the City is \$10,976.00, which serves as the adjusted amount to the City's ultimate share of the cost of the improvement which corresponds with the actual adjusted cost as determined and as provided for in Ordinance 0475-2008, passed April 7, 2008. Funds for the City's share of this project are budgeted in the 2008 Transportation Division Capital Improvement Budget. (\$10,976.00)

To amend the 2008 C.I.B.; to authorize the transfer of funds within the Streets and Highways G.O. Bonds Fund; to authorize the expenditure of \$10,976.00 within the Streets and Highways G.O. Bonds fund; to authorize the Public Service Director to increase the City's share of the agreement with the Director of the Ohio Department of Transportation for this Indianola Avenue, Morse Road and High Street (U.S. Route 23) rehabilitation project for the Transportation Division; and to declare an emergency.

The following ordinance enacted by the City of Columbus, Ohio, hereinafter referred to as the Legislative Authority or Local Public Agency or "LPA", in the matter of the stated described project.

WHEREAS, on the 12th day of November, 2007, the LPA enacted legislation (Ordinance 1493-2007) proposing cooperation with the Director of the Ohio Department of Transportation (Director of Transportation) for the described project:

Rehabilitation of 3.74 miles of Indianola Avenue, Morse Road, and High Street (U.S. Route 23), as indicated within the project plans by means of planing, resurfacing, and partial depth pavement repair, lying within the City of Columbus; and

WHEREAS, Ordinance 0475-2008, passed April 7, 2008, authorized the expenditure of \$221,644.00 for the City share of the estimated cost of the improvements; and

WHEREAS, bids for this Ohio Department of Transportation (ODOT) project were higher than expected, resulting in a request from ODOT for additional funding from the City; and

WHEREAS, the LPA shall cooperate with the Director of Transportation in the above described project as follows:

The City agrees to assume and bear one hundred percent (100%) of the entire cost of the improvement, less the amount of Federal-aid and State funds set aside by the Director of Transportation of the State of Ohio for the financing of this improvement from funds allocated by the Federal Highway Administration, U.S. Department of Transportation, and further, the City agrees to assume and bear one hundred percent (100%) of the cost of Preliminary Engineering and Right of Way, excluding in-house preliminary engineering and Right-of-Way charges incurred by the State.

Also, the City agrees to assume and bear the entire cost and expense of the installation and/or repair of curb ramps which are necessary to ensure compliance with the Americans with Disabilities Act.

In addition, the City also agrees to assume and bear one hundred percent (100%) of the cost of any construction items requested by the City on the entire improvement, which are not necessary for the improvement, as determined by the State and Federal Highway Administration.

The total share of the cost of the LPA is now determined to be an additional Ten Thousand Nine Hundred Seventy Six and 00/100 Dollars (\$10,976.00) bringing the total cost to the City to Two Hundred Thirty Two Thousand Six Hundred Twenty and 00/100 Dollars, (\$232,620.00); and

WHEREAS, the LPA desires the Director of Transportation to proceed with the aforesaid highway improvement; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that it is the sense of this Council that the Director of the Ohio Department of Transportation must proceed with the aforesaid highway improvement, thereby preserving the public health, peace, property, and safety; now, therefore

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

SECTION 1. That the 2008 Capital Improvement Budget be amended to provide sufficient authority for this project as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

530103-100000 / Arterial Street Rehab (Carryover) / \$957,707.00 (Carryover) / (\$10,976.00) (Carryover) / \$946,731.00 (Carryover)
530282-100000 / Resurfacing / \$9,488,309.00 (Carryover) / \$10,976.00 (Carryover) / \$9,499,285.00 (Carryover)

SECTION 2. That the City Auditor be and hereby is authorized to transfer \$10,976.00 within Fund 704, the Streets and Highways G.O. Bonds Fund, Department No. 59-09, Transportation Division, as follows:

TRANSFER FROM

project # / project / O.L. 01/03 Codes / OCA Code / amount

530103 / Arterial Street Rehab / 06/6631 / 644385 / \$10,976.00

TRANSFER TO

project # / project / O.L. 01/03 Codes / OCA Code / amount

530282 / Resurfacing / 06/6631 / 644385 / \$10,976.00

SECTION 3. That the LPA share of this project be increased by \$10,976.00, and that the Public Service Director be and is hereby authorized to increase the contract amount for this project, providing for the payment by the LPA the sum of money set forth herein above for improving the described project.

SECTION 4. That the sum of Ten Thousand Nine Hundred Seventy Six and 00/100 Dollars, (\$10,976.00) or so much thereof as may be needed be and is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund, Fund 704, Transportation Division, Department No. 59-09, O.L 01/03 Codes 06/6631, OCA Code 644385, Project 530282 in the Resurfacing Project for the improvement described above and the fiscal officer is hereby authorized and directed to issue an order on the treasurer for said sum upon the requisition of the Director of the Ohio Department of Transportation to pay the cost and expense of said improvement. We hereby agree to assume in the first instance, the share of the cost and expense over and above the amount to be paid from Federal funds.

SECTION 5. That the LPA hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

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 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 day after passage if the Mayor neither approves nor vetoes the same.