Legislation Details (With Text)

File #:	1487-2013 **Version:** 1		
Type:	Ordinance	**Status:**	Passed
File created:	6/12/2013	**In control:**	Recreation & Parks Committee
On agenda:	7/1/2013	**Final action:**	7/3/2013
Title:	To authorize and direct the City Auditor to appropriate and transfer $1,813,132.81 from the Special Income Tax Fund to the Recreation and Parks voted Bond Fund; to authorize the City Auditor to appropriate $1,813,132.81 within the voted Recreation and Parks Bond Fund; to authorize the City Auditor to transfer $3,686,867.19 within the voted Recreation and Parks Bond Fund 702; to amend the 2013 Capital Improvements Budget Ordinance 0645-2013; to authorize and direct the Director of Recreation and Parks to enter into contract with Gutknecht Construction Company for the Westgate Recreation Center Renovations Project; to authorize the expenditure of $5,036,500.00 and a contingency of $463,500.00 for a total of $5,500,000.00 from the voted Recreation and Parks Bond Fund; and to declare an emergency. ($5,500,000.00)		
Sponsors:			
Indexes:			
Code sections:			
Attachments:			

Date	Ver.	Action By	Action	Result
7/3/2013	1	CITY CLERK	Attest	
7/2/2013	1	MAYOR	Signed	
7/1/2013	1	COUNCIL PRESIDENT	Signed	
7/1/2013	1	Columbus City Council	Approved	Pass

Background:

Bids were received by the Recreation and Parks Department on June 6, 2013 for the Westgate Recreation Center Renovations Project as follows:

	Status	Bid Amount
Gutknecht	MAJ	$5,036,000
Thomas & Marker	MAJ	$5,108,000
Elford	MAJ	$5,175,020
2K General	MAJ	$6,035,700

The work for which proposals are invited consists of the following base bid and alternates:

Base Bid - for renovations to the existing Westgate Recreation Center including a single-story addition to the existing building, and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

Alternate #1 - to provide all materials, labor, and equipment necessary for the construction of a basement under the full extent of the approximately 10,100 square foot addition to the existing building.

Alternate #2 - to provide all materials, labor, and equipment necessary to refinish and restripe the existing gymnasium wood floor.

Alternate #4 - to provide all materials, labor, and equipment necessary for a new digital PBX telephone system with voice mail capabilities and compatible handsets, and paging system and ceiling mounted speakers in first and second floors of the facility. The paging system shall be accessible via the handsets as an extension of the PBX system. The conversion of existing lines to digital lines will be the responsibility of the owner in coordination with their current contract; upgrade

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the existing analog telecommunications system to a digital system.
Planning Areas: 15

Principal Parties:
Gutknecht Construction Company
Mike Poyer (Contact)
2280 Citygate Drive
Columbus, OH 43219
614-532-5410 (Phone)
31-0935568 compliant through: 08/23/13

To authorize and direct the City Auditor to appropriate and transfer $1,813,132.81 from the Special Income Tax Fund to the Recreation and Parks voted Bond Fund; to authorize the City Auditor to appropriate $1,813,132.81 within the voted Recreation and Parks Bond Fund; to authorize the City Auditor to transfer $3,686,867.19 within the voted Recreation and Parks Bond Fund 702; to amend the 2013 Capital Improvements Budget Ordinance 0645-2013; to authorize and direct the Director of Recreation and Parks to enter into contract with Gutknecht Construction Company for the Westgate Recreation Center Renovations Project; to authorize the expenditure of $5,036,500.00 and a contingency of $463,500.00 for a total of $5,500,000.00 from the voted Recreation and Parks Bond Fund; and to declare an emergency. ($5,500,000.00)

WHEREAS, funds are being moved to alternate projects within Fund 702 to establish correct funding project detail location for the Westgate Recreation Center Project; and

WHEREAS, the 2013 Capital Improvement Budget will be amended to reflect the fund transfers from projects within Fund 702; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to fund this project; and

WHEREAS, the City will sell notes or bonds to fund this project and will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed $1,820,074.81; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); and

WHEREAS, an emergency exists in the usual operation of the Recreation and Parks Department that it is immediately necessary to enter into said contract so that work may proceed during the current construction season; **NOW THEREFORE**

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

SECTION 1. The sum of $1,813,132.81 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund 430, and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2013 to the City Auditor, Department 22-01, Object Level One 10, OCA code 902023, Object Level Three 5502.

SECTION 2. That the City Auditor is hereby authorized to transfer and appropriate said funds in SECTION 1 to the

Recreation and Parks Bond Fund 702 as follows:
Fund / Project Number / Project Name / O.L. 01-03 Codes / OCA / Amount
702 / 510035-100016 / Westgate Recreation Center/ 6620 / 723516 / $1,813,132.81

SECTION 3. That the City Auditor is hereby authorized to transfer $3,686,867.19 within the voted Recreation and Parks Bond Fund 702 for the projects listed below:

FROM:

Project	OCA Code	Object Level 3	Amount
510035-100060 (Barack Rec. Center)	735060	6620	$153,970.19
510229-100004 (Bikeway Kiosks)	722294	6621	$18,000.00
510316-100000 (Greenways)	644625	6621	$540,842.00
510316-100025 (Bikeway Bridge)	731625	6621	$628,300.00
510316-100130 (Bikeway Innis Park)	720130	6621	$124,867.00
510229-100003 (Bikeways Alum Creek)	722903	6621	$1,838,788.00
510229-100001 (Bikeway Safety)	722901	6621	$382,100.00

TO:

Project	OCA Code	Object Level 3	Amount
510035-100016 (Westgate Rec. Center)	723516	6620	$3,686,867.19

SECTION 4. That the 2013 Capital Improvements Budget Ordinance 0645-2013 is hereby amended as follows in order to provide sufficient budget authority for this legislation.

CURRENT:
Fund 702; Project 510035-100060 /Barack Rec. Center/ $153,970 (Voted Carryover)
Fund 702; Project 510229-100004 /Bikeway Kiosks/ $18,000 (Voted Carryover)
Fund 702; Project 510316-100000 /Greenways/ $540,842 (Voted Carryover/Encumbrance Cancellation)
Fund 702; Project 510316-100025/Bikeway Bridge/ $628,300 (Voted Carryover)
Fund 702; Project 510316-100130/Bikeway Innis Park/ $124,867 (Voted Carryover)
Fund 702; Project 510229-100003 /Bikeways Alum Creek/ $1,838,788 (Voted Carryover)
Fund 702; Project 510229-100001 /Bikeway Safety/$382,100 (Voted Carryover)
Fund 702; Project 510035-100016/Westgate/$0 (Voted Carryover)

AMENDED TO:
Fund 702; Project 510035-100060 /Barack Rec. Center/ $0 (Voted Carryover)
Fund 702; Project 510229-100004 /Bikeway Kiosks/ $0 (Voted Carryover)
Fund 702; Project 510316-100000 /Greenways/ $0 (Voted Carryover)
Fund 702; Project 510316-100025/Bikeway Bridge/ $0 (Voted Carryover)
Fund 702; Project 510316-100130/Bikeway Innis Park/ $0 (Voted Carryover)
Fund 702; Project 510229-100003 /Bikeways Alum Creek/ $0 (Voted Carryover)
Fund 702; Project 510229-100001 /Bikeway Safety/$0 (Voted Carryover)
Fund 702; Project 510035-100016/Westgate/$3,686,867(Voted Carryover)

SECTION 5. That the expenditure of $5,500,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the voted Recreation and Parks Bond Fund 702, as follows:

Project	OCA Code	Object Level 3	Amount
510035-100016 (Westgate Rec. Center)	723516	6620	$5,500,000.00

SECTION 6. That the monies appropriated shall be paid upon order of the Director of Recreation and Parks and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 7. That upon obtaining other funds for this project for the Department of Recreation and Parks, the City

Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 4.

SECTION 8. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract(s) or contract modification(s) associated with the expenditure of the funds transferred under Section 4 above.

SECTION 9. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be $1,813,130.81 (the "Obligations").

SECTION 10. That The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 11. 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 12. 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 13. 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 passage if the Mayor neither approves nor vetoes the same.

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