



## Legislation Details (With Text)

**File #:** 1539-2013      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 6/14/2013      **In control:** Public Service & Transportation Committee

**On agenda:** 7/1/2013      **Final action:** 7/3/2013

**Title:** To amend the 2013 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects with the Streets and Highways Bond Fund; to authorize the City Auditor to increase the Bridge Rehabilitation - Ohio Center Way over Conrail North of Structure 1 West of 3rd existing Auditor's Certificate by \$33,830.00 U.S. Dollars from the Streets and Highways Bond Fund; to authorize the expenditure up to \$33,830.00 U.S. Dollars or so much as may be necessary from the Streets and Highways Bond Fund; and to declare an emergency. (\$33,830.00)

**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:**

The City of Columbus, Ohio, Department of Public Service, Division of Design and Construction ("City"), is engaged in the Bridge Rehabilitation - Ohio Center Way over railroad North of Structure 1 West of 3<sup>rd</sup> project ("Project"). This project requires cooperation with CSX Transportation, Inc., which is a Virginia corporation ("Railroad"), within the Project's limits. Columbus City Ordinance № 1859-2012 previously authorized the City to enter into an engineering review agreement ("Agreement") with the Railroad. In order to complete the Project, the City needs additional funds to enter into the engineering review and construction services agreement with the Railroad for the Project. Therefore, this ordinance authorizes the City Auditor to increase the Project's existing Auditor's Certificate, AC034066-002, by Thirty-Three Thousand, Eight Hundred Thirty, and 00/100 U.S. Dollars (\$33,830.00) from the Streets and Highways Bond Fund, Fund № 704.

**CONTRACT COMPLIANCE №:** CSX Transportation, Inc. is 546000720, expires 04/16/2015.

**FISCAL IMPACT:** Funding for the Project Agreements with the Railroads is available from the Streets and Highways Bond Fund, Fund № 704. A transfer and an amendment to the 2013 Capital Improvements Budget is necessary to provide for sufficient cash and authority for this Project for the Department of Public Service.

**EMERGENCY DESIGNATION:** Emergency action is requested in order to allow the Project to proceed without delay, which will preserve the public peace, property, health, safety, and welfare of those individuals living and traveling within the area of the Project.

To amend the 2013 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects with the Streets and Highways Bond Fund; to authorize the City Auditor to increase the Bridge Rehabilitation - Ohio Center Way over Conrail North of Structure 1 West of 3<sup>rd</sup> existing Auditor's Certificate by \$33,830.00 U.S. Dollars from the Streets and Highways Bond Fund; to authorize the expenditure up to \$33,830.00 U.S. Dollars or so much as may be necessary from the Streets and Highways Bond Fund; and to declare an emergency. (\$33,830.00)

**WHEREAS**, it is necessary for the City to spend up to an additional Thirty-Three Thousand, Eight Hundred Thirty, and 00/100 U.S. Dollars (\$33,830.00) from the Streets and Highways Bond Fund, Fund № 704;

**WHEREAS**, it is necessary to add Thirty-Three Thousand, Eight Hundred Thirty, and 00/100 U.S. Dollars (\$33,830.00) to the Project's present Auditor's Certificate, AC034066-002;

**WHEREAS**, it is necessary to authorize an amendment to the 2013 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the Project;

**WHEREAS**, an emergency exists in the City's usual daily operation, because it is immediately necessary to authorize the Columbus City Auditor to increase the Project's funding so that the City may enter into the Agreement with the Railroad, which are for the immediate preservation of the public health, peace, property, and safety; and **now, therefore:**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS, OHIO:**

**SECTION 1.** The Columbus City Auditor is authorized to increase Auditor's Certificate, AC034066-002, Thirty-Three Thousand, Eight Hundred Thirty, and 00/100 U.S. Dollars (\$33,830.00) for the Director of the Department of Public Service to enter into engineering review agreement as authorized by 1829-2012 and a construction services agreement as authorized by this ordinance with CSX Transportation, Inc., which is a Virginia corporation, for the Department of Public Service, Division of Design and Construction, Bridge Rehabilitation - Ohio Center Way over Conrail North of Structure 1 West of 3<sup>rd</sup> ("Project").

**SECTION 2.** That the 2013 Capital Improvements Budget authorized by ordinance 0645-2013 be amended to provide sufficient authority in the appropriate project detail number for this project as follows:

Fund / Project / Project Name / Current C.I.B. / Change / C.I.B. as amended

704 / 530301-161883 / Bridge Rehab - Calumet over Glen Echo (Voted Carryover) / \$52,755.00 / \$68,174.00 / \$120,929.00 (cancellation)

704 / 530301-161883 / Bridge Rehab - Calumet over Glen Echo (Voted Carryover) / \$120,929.00 / (\$33,830.00) / \$87,099.00

704 / 530301-163177 Bridge Rehabilitation - Ohio Center Way over Conrail North of Structure 1 West of 3<sup>rd</sup> (Voted Carryover) / \$0.00 / \$33,830.00 / \$33,830.00

**SECTION 3.** That the transfer of cash and appropriation within the Streets and Highways Bond Fund, No. 704, be authorized as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01/03 Codes / OCA Code / amount

704 / 530301-161883 / Bridge Rehab - Calumet over Glen Echo / 06-6600 / 741883 / \$33,830.00

Transfer to:

Fund / Project # / Project Name / O.L. 01-03 Codes / OCA Code / Amount

704 / 530301-163177 Bridge Rehabilitation - Ohio Center Way over Conrail North of Structure 1 West of 3<sup>rd</sup> / 06-6600 / 763177 / \$33,830.00

**SECTION 4.** That for the purpose of paying for the work included in this agreement with CSX Transportation, Inc. the sum of up to \$33,830.00, or so much thereof as may be necessary, be and hereby is authorized to be expended from the Streets and Highways Bond Fund, No. 704, Department No. 59-12, Division of Design and Construction as follows:

Fund / Project # / Project Name / O.L. 01-03 Codes / OCA Code / Amount

704 / 530301-163177 Bridge Rehabilitation - Ohio Center Way over Conrail North of Structure 1 West of 3<sup>rd</sup> / 06-6682 / 763177 / \$33,830.00

**SECTION 5.** The funds necessary to carry out the purpose of this ordinance are deemed appropriated and the City Auditor shall establish necessary accounting codes.

**SECTION 6.** 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.** The City Auditor is authorized to transfer the unencumbered balance in a project account to the unallocated balance within the same fund upon receipt of certification by the Director of the Department administering the Project that the Project is completed and the monies are no longer required for the Project.

**SECTION 8.** For the reasons stated in this ordinance's preamble, which are made apart of this legislation, this ordinance is declared to be an emergency measure and takes effect and is in force from and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.