



Legislation Details (With Text)

File #: 2267-2016 **Version:** 1

Type: Ordinance **Status:** Passed

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On agenda: 10/3/2016 **Final action:** 10/7/2016

Title: To amend the 2016 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the City Attorney's Office, Real Estate Division, to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Pedestrian Safety Improvements- Hilltop Community Mobility Plan project; to authorize the City Attorney's Office, Real Estate Division, to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of \$85,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$85,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 2267-2016 Legislation Accounting Templates.pdf

Date	Ver.	Action By	Action	Result
10/7/2016	1	CITY CLERK	Attest	
10/6/2016	1	MAYOR	Signed	
10/3/2016	1	COUNCIL PRESIDENT	Signed	
10/3/2016	1	Columbus City Council	Approved	Pass

1. BACKGROUND

This legislation authorizes the City Attorney's Office, Real Estate Division to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Pedestrian Safety Improvements- Hilltop Community Mobility Plan project.

The Department of Public Service is currently engaged in the Pedestrian Safety Improvements- Hilltop Community Mobility Plan project, which encompasses constructing new sidewalks, curb ramps, signage & pavement markings, driveway aprons, drainage adjustments and utility adjustments along the east side of Binns Boulevard from approximately 400 feet north of South Stephens Drive to the exiting sidewalk at the Eakin Road intersection (approximately 2,200 feet); and along the west side of Binns boulevard from South Stephens Drive north to the existing sidewalk (approximately 150 feet), along with the addition of a dry detention basin in the Hilltop (Community Planning Area 15). The Department of Public Service is currently finalizing construction plans and is prepared to authorize right-of-way acquisition pending passage of this legislation.

Ordinance 1793-2015, passed January 25, 2016, authorized initial acquisition funding for this project, in the amount of \$50,000.00. The initial acquisition legislation authorized the City Attorney to contract for professional services and to acquire fee simple title and lesser interests in and to real property necessary to the project, with the understanding that more funding may be required in the future.

It is now necessary that the City Attorney's Office expend an additional \$85,000.00 in order to pay for costs relative to the

acquisition of right-of-way necessary to the Pedestrian Safety Improvements- Hilltop Community Mobility Plan project.

2. FISCAL IMPACT

Funds in the amount of \$85,000.00 are available for this project in the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2016 Capital Improvement Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

3. EMERGENCY DESIGNATION

Emergency action is requested to provide necessary right-of-way acquisition funding and prevent unnecessary delays in the Department of Public Service's Capital Improvement Program.

To amend the 2016 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the City Attorney's Office, Real Estate Division, to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Pedestrian Safety Improvements- Hilltop Community Mobility Plan project; to authorize the City Attorney's Office, Real Estate Division, to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of \$85,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$85,000.00)

WHEREAS, the Department of Public Service is engaged in the Pedestrian Safety Improvements- Hilltop Community Mobility Plan project; and

WHEREAS, this project will construct sidewalks on the east and west sides of Binns Boulevard north of South Stephens Drive to the exiting sidewalk at the Eakin Road intersection and addition of a dry detention basin; and

WHEREAS, initial acquisition funding for this project, in the amount of \$50,000.00, was authorized pursuant to Ordinance No. 1793-2015, passed January 25, 2016; and

WHEREAS, this legislation authorizes the City Attorney to contract for professional services and to acquire fee simple title and lesser interests in and to real property necessary to the project, with the understanding that more funding may be required in the future; and

WHEREAS, it is necessary to authorize an amendment to the 2016 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the above actions so that funding can be made available for the necessary right-of-way acquisition for the project, thereby preserving 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 2016 Capital Improvement Budget authorized by Ordinance 0960-2016 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

Fund / Project / Project Name / Current / Change / Amended

7704 / P590105-100083 / Pedestrian Safety Improvements-Wilson Road Shared Use Path (Voted 2013 Debt SIT Supported) / \$100,000.00 / (\$35,000.00) / \$65,000.00

7704 / P590105 100040 / Pedestrian Safety Improvements-Hilltop Community Mobility Plan (Voted 2013 Debt SIT Supported) / \$50,000.00 / \$35,000.00 / \$85,000.00

SECTION 2. That the transfer of \$35,000.00 or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways G.O. Bonds Fund per the account codes in the attachment to this

ordinance:

SECTION 3. That the City Attorney's Office, Real Estate Division, be, and hereby is, authorized to acquire fee simple title and lesser interests in and to certain parcels of real estate, to contract for professional services, and to negotiate with property owners to acquire the additional rights of way needed to complete the Pedestrian Safety Improvements- Hilltop Community Mobility Plan project.

SECTION 4. That the expenditure of the sum of \$85,000.00 or so much thereof as may be needed, is hereby authorized in the Streets and Highways G.O. Bonds Fund, No. 7704, in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

SECTION 5. 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 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 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 8. 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 days after passage if the Mayor neither approves nor vetoes the same.