



Legislation Details (With Text)

File #: 0229-2017 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 1/25/2017 **In control:** Public Service & Transportation Committee

On agenda: 2/6/2017 **Final action:** 2/7/2017

Title: 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 Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road project; to authorize the Director of Public Service to enter into any necessary agreements to accept Federal earmarked funds for said 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 up to \$2,000,000.00 from the Federal Transportation Grants Fund; and to declare an emergency. (\$2,000,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 0229-2017 Legislation Accounting Templates.pdf

Date	Ver.	Action By	Action	Result
2/7/2017	1	CITY CLERK	Attest	
2/7/2017	1	MAYOR	Signed	
2/6/2017	1	COUNCIL PRESIDENT	Signed	
2/6/2017	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 Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road (FRA-SR317-10.630 (PID Number 95570)) project.

The Department of Public Service is currently engaged in the Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road project. The project encompasses improvements to S. Hamilton Road from approximately 1500' south of Refugee Road to approximately 550' north of Groves Road. This project will upgrade the roadway, sidewalk, bikeway facilities and aesthetic elements within the City of Columbus right-of-way in the Eastland Area along the Hamilton Road corridor. Combination curb and gutter will be installed along the full limits of Hamilton Road. Concrete walk shall be installed on the east side of Hamilton Road and shared use path on the west side. Bio-swales with filtration/detention structures will be installed between the curb and proposed walks. Service roads with poor pavement conditions will be resurfaced with storm inlets installed as necessary. Signals will be upgraded to mast arms at the Hamilton intersections with Refugee Road, Eastland Two, Eastland One, Macsway Avenue, Kimberly Parkway and Groves Road. Hamilton Road will be resurfaced for the full limits. Two existing structures providing crossings over Miller Ditch are within the limits of the project. The Hamilton Road structure will be replaced with a new structure accommodating the proposed improvements.

The project is located in Community Planning Area 24-Eastland-Brice. The Department of Public Service is currently finalizing construction plans and is prepared to authorize right-of-way acquisition pending passage of this legislation.

2. FISCAL IMPACT

Funds in the amount of \$2,000,000.00 are available for this project within the Federal Transportation Grants Fund (Fund 7765) within the Department of Public Service.

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 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 Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road project; to authorize the Director of Public Service to enter into any necessary agreements to accept Federal earmarked funds for said 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 up to \$2,000,000.00 from the Federal Transportation Grants Fund; and to declare an emergency. (\$2,000,000.00)

WHEREAS, the Department of Public Service is engaged in the Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road project; and

WHEREAS, this project will improve drainage in the corridor and construct curb and gutter, and improve intersections by adding turn lanes, replacing traffic signals and installing sidewalk on the east side of Hamilton Road and a shared-use path on west side; and

WHEREAS, this ordinance authorizes the City Attorney's Office Real Estate Division to expend \$2,000,000.00 or so much thereof as may be necessary to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road project; and

WHEREAS, this ordinance authorizes the Director of Public Service to enter into any necessary agreements to accept Federal earmarked funds for said project; 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 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 Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road project.

SECTION 2. That the Director of Public Service be and hereby is authorized to enter into any agreements necessary to accept Federal Earmarked funds for the Arterial Street Rehabilitation - Hamilton Road - I-70 to Refugee Road project, and authorizes the expenditure of the funds in accordance with any grant conditions.

SECTION 3. That from the unappropriated monies 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 ended December 31, 2017, the sum of \$2,000,000.00 is appropriated in the Federal Transportation Grants Fund, Fund 7765 in object class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 4. That the expenditure of \$2,000,000.00, or so much thereof as may be needed, is hereby authorized in the Federal Transportation Grants Fund, Fund 7765 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 at the end of the grant (Federal earmark) period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused City match monies may be transferred back to the City fund from which they originated in accordance with all applicable grant agreements.

SECTION 9. 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.