Legislation Details (With Text)

File #:	1843-2017 **Version:** 1		
Type:	Ordinance	**Status:**	Passed
File created:	7/3/2017	**In control:**	Public Service & Transportation Committee
On agenda:	7/24/2017	**Final action:**	7/26/2017
Title:	To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber funds to pay for the City to perform construction administration and inspection services for a combined total amount of up to $1,364,451.45 for the NCR Weinland Park (7th to 9th) project; to authorize the expenditure of $1,364,451.45 from the Streets and Highways Bond Fund; and to declare an emergency. ($1,364,451.45).		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. Ordinance 1843-2017		

Date	Ver.	Action By	Action	Result
7/26/2017	1	CITY CLERK	Attest	
7/25/2017	1	ACTING MAYOR	Signed	
7/24/2017	1	COUNCIL PRESIDENT	Signed	
7/24/2017	1	Columbus City Council	Approved	Pass

1. BACKGROUND

This ordinance seeks authorization for the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. (the "Developer") and to separately encumber funds required for the City to perform construction administration and inspection services for the NCR Weinland Park (7th to 9th) project.

The City is undertaking the NCR Weinland Park (7th to 9th) capital improvement project, which will make streetscape improvements to North High Street from 7th Avenue to 9th Avenue (the "CIP Project"). The CIP Project is anticipated to start utility relocation in 2017 and construction in 2018.

Within the limits of the CIP Project, the Developer is completing a private development project with frontage along the east side of North High Street from 7th Avenue to Euclid Avenue that is anticipated to be completed in spring 2018. In an effort to have the portion of the CIP Project located immediately adjacent to the Developer's project completed by September 2017, it is necessary for the Developer to undertake construction of that portion of 7th Avenue (the "Project"). The estimated cost for construction and inspection of the Project is $1,364,451.45.

2. FISCAL IMPACT

Funding in the amount of $1,364,451.45 is available for this project in the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2017 Capital Improvement Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

3. EMERGENCY JUSTIFICATION

Emergency action is requested so as to allow for immediate execution of the Construction Guaranteed Maximum

Reimbursement Agreement and to encumber funds to pay for the City to perform construction administration and inspection services, which are necessary to facilitate the construction of public infrastructure project in order to maintain the project schedule and to coincide with the established development timeline.

To amend the 2017 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber funds to pay for the City to perform construction administration and inspection services for a combined total amount of up to $1,364,451.45 for the NCR Weinland Park (7th to 9th) project; to authorize the expenditure of $1,364,451.45 from the Streets and Highways Bond Fund; and to declare an emergency. ($1,364,451.45).

WHEREAS, the City is undertaking the NCR Weinland Park (7th to 9th) capital improvement project, which will make streetscape improvements to North High Street from 7th Avenue to 9th Avenue (the "CIP Project"), and anticipates starting utility relocation in 2017 and construction in 2018; and

WHEREAS, the Developer is completing a private development project with frontage along the east side of North High Street from 7th Avenue to Euclid Avenue that is slated for completion in spring 2018; and

WHEREAS, in an effort to have the portion of the CIP Project located immediately adjacent to the Developer's project completed by September 2017, it is necessary for the Developer to undertake construction of that portion of 7th Avenue (the "Project"); and

WHEREAS, this ordinance authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber funds for the City to perform construction administration and inspection services in a total amount up to $1,364,451.45 relative to the construction of the Project; and

WHEREAS, it is necessary to authorize an amendment to the 2017 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 Director to enter into said Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc. and to encumber and expend funds for construction administration and inspection services in order to maintain the project schedule and to meet community commitments, 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 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended
7704 / P440005-100000 / UIRF - Urban Infrastructure Recovery Fund (Unvoted Carryover) / $4,130,272.00 / ($1,364,452.00) / $2,765,820.00
7704 / P530058-100002 / NCR Weinland Park 7th to 9th (Unvoted Carryover) / $0.00 / $1,364,452.00 / $1,364,452.00

SECTION 2. That the transfer of $1,364,451.45, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

SECTION 3. That the Director of Public Service be and is hereby authorized to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Elford, Inc., located at 1220 Dublin Road, Columbus, Ohio 43215, and to encumber funds for the City to perform construction administration and inspection services relative to the construction of public infrastructure improvements in connection with the NCR Weinland Park (7th to 9th) project.

SECTION 4. That the expenditure of $1,364,451.45, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund 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 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.

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