



Legislation Details (With Text)

File #: 2722-2017 **Version:** 1

Type: Ordinance **Status:** Returned Unsigned By Mayor

File created: 10/10/2017 **In control:** Public Utilities Committee

On agenda: 10/30/2017 **Final action:** 11/1/2017

Title: To authorize the Director of the Department of Public Utilities to enter into a Construction Guaranteed Maximum Reimbursement Agreement with OhioHealth Corporation; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the expenditure of four hundred thousand dollars (\$400,000.00) within the Streets and Highways G.O. Bonds Fund; to amend the 2017 Capital Improvement Budget; and to declare an emergency. (\$400,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Construction GMRA draft, 2. Copy of FINAL DAX Codes 10.20.pdf

Date	Ver.	Action By	Action	Result
11/2/2017	1	CITY CLERK	Attest	
11/1/2017	1	MAYOR	Returned Unsigned	
10/30/2017	1	COUNCIL PRESIDENT	Signed	
10/30/2017	1	Columbus City Council	Approved	Pass

1. BACKGROUND:

This legislation authorizes the Director of the Department of Public Utilities on behalf of the City of Columbus, Ohio (the "City") to enter into a Construction Guaranteed Maximum Reimbursement Agreement with OhioHealth Corporation (hereinafter the "Developer").

The Developer is undertaking sanitary sewer improvements west of the Olentangy River, east of Olentangy River Rd and south of West North Broadway. This project will extend the sanitary sewer system by connecting into an existing 78" sanitary sewer in order to serve new developments via gravity sewers. The City agrees to reimburse the Developer up to four hundred thousand dollars (\$400,000.00) to aid in the cost of the relocation.

2. CONTRACT COMPLIANCE INFORMATION:

OhioHealth Corporation will be required to become contract compliant before entering into agreement with the City.

3. FISCAL IMPACT:

Funds in the amount of four hundred thousand dollars (\$400,000.00) are available for this project in the Streets and Highways G.O. Bonds Fund under the Department of Development. An amendment to the 2017 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

4. EMERGENCY JUSTIFICATION: Emergency action is requested so that the project can continue without delay.

To authorize the Director of the Department of Public Utilities to enter into a Construction Guaranteed Maximum Reimbursement Agreement with OhioHealth Corporation; to authorize the City Auditor to transfer cash and appropriation

between projects within the Streets and Highways Bond Fund; to authorize the expenditure of four hundred thousand dollars (\$400,000.00) within the Streets and Highways G.O. Bonds Fund; to amend the 2017 Capital Improvement Budget; and to declare an emergency. (\$400,000.00)

WHEREAS, OhioHealth Corporation (the "Developer") is undertaking sanitary sewer improvements west of the Olentangy River, east of Olentangy River Road and south of West North Broadway; and

WHEREAS, the City agrees to reimburse the Developer up to four hundred thousand dollars (\$400,000.00) to aid in the cost of constructing the improvements; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to enter into a Construction Guaranteed Maximum Reimbursement Agreement with OhioHealth Corporation; 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 Utilities in that it is immediately necessary to authorize the Director to enter into a Construction Guaranteed Maximum Reimbursement Agreement and authorize the expenditure of such funds to maintain the project schedule and meet community commitments; thereby immediately 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 Director of the Department of Public Utilities is hereby authorized to enter into a Construction Guaranteed Maximum Reimbursement Agreement with OhioHealth Corporation, whose address is 180 East Broad Street, 34th Floor, Columbus, Ohio, 43215, for the construction of sanitary sewer improvements.

SECTION 2. That the 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7704	530058-100000	59-03 NCR	\$1,588,051	-\$400,000 (Voted Carryover)	\$1,188,051
7704	441759-100002	Ohio Health - Sanitary Sewer Extension	\$0	\$400,000	\$400,000

SECTION 3. That the transfer of \$400,000.00, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways G.O. Bond Fund per the account codes in the attachment to this ordinance.

SECTION 4. That the expenditure of \$400,000.00 is hereby authorized in Fund 7704 Streets and Highways G.O. 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 the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is 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 (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.