



## Legislation Details (With Text)

**File #:** 2837-2018      **Version:** 1

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

**File created:** 10/4/2018      **In control:** Public Service & Transportation Committee

**On agenda:** 11/5/2018      **Final action:** 11/7/2018

**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 CelebrateOne Sidewalk 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 \$200,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$200,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 2837-2018 H&A Celebrate 1 Sidewalk Gaps

Date	Ver.	Action By	Action	Result
11/7/2018	1	CITY CLERK	Attest	
11/6/2018	1	MAYOR	Signed	
11/5/2018	1	COUNCIL PRESIDENT	Signed	
11/5/2018	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

The following 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 CelebrateOne Sidewalk project citywide.

The Department of Public service is engaged in the CelebrateOne Sidewalk project. This project consists of constructing sidewalks along various locations identified in support of the CelebrateOne program. Installation of sidewalks will include curb ramps, drive approaches, curb, retaining walls, and may include stormwater drainage improvements in select areas.

The cost to acquire the right-of-way needed to complete the project is estimated at \$200,000.00. If the cost to acquire the needed right-of-way should exceed this estimate, additional legislation will be submitted to Council requesting the needed funding.

The Department of Public service is currently finalizing construction plans and is prepared to authorize right-of-way acquisition pending passage of this funding legislation.

### 2. FISCAL IMPACT

Funding in the amount of \$300,000.00 was budgeted for this project in the Department of Public Service 2018 Capital Improvement Budget, Fund 7704 (Streets and Highways Bond Fund), project P590955 - 100028 (CelebrateOne Sidewalk), Voted 2016 Debt SIT Supported. Only \$200,000.00 of that amount is being requested at this time.

### 3. EMERGENCY DESIGNATION

Emergency action is requested to provide necessary right-of-way acquisition funding to prevent 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 CelebrateOne Sidewalk 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 \$200,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$200,000.00)

**WHEREAS**, the City of Columbus is engaged in the CelebrateOne Sidewalk project; and

**WHEREAS**, the project consists of constructing sidewalks along various locations identified in support of the CelebrateOne program. Installation of sidewalks will include curb ramps, drive approaches, curb, retaining walls, and may include stormwater drainage improvements in select areas; and

**WHEREAS**, successful completion of this project necessitates the City acquire fee simple title and lesser interests in and to various properties located along the project corridor as additional rights-of-way; and

**WHEREAS**, right-of-way acquisition cost, including professional services, staff and land costs, have been estimated to total \$200,000.00; and

**WHEREAS**, this ordinance authorizes the City Attorney's Office Real Estate Division to expend \$200,000.00, 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 CelebrateOne Sidewalk project; and

**WHEREAS**, funding for the acquisition will come from Fund 7704, the Streets and Highways Bond Fund, Project P590955 (Operation Safewalks); 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 right-of-way acquisition for the project to prevent delays in the Department of Public Service's Capital Improvement Program, 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 CelebrateOne Sidewalk project in an amount up to \$200,000.00.

**SECTION 2.** That the expenditure of \$200,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund) in Dept-Div 5911 (Infrastructure Management), Project P590955 - 100028 (CelebrateOne Sidewalk), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 3.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

**SECTION 4.** 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 5.** 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 6.** 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.