



Legislation Details (With Text)

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On agenda: 12/7/2020 **Final action:** 12/11/2020

Title: To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple and lesser real estate located in the vicinity of Northern Pickaway County near Rickenbacker International Airport, and contract for associated professional services in order for the Department of Public Utilities to timely complete the acquisition of Real Estate for the Intermodal Sanitary Subtrunk Extension Project; to transfer, and expend up to \$100,000.00 within the Sanitary General Obligation Bond Fund; to amend the 2020 Capital Improvement Budget; and to declare an emergency. (\$100,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Funding Template Intermodal Sanitary Subtrunk 2665-2020

Date	Ver.	Action By	Action	Result
12/11/2020	1	CITY CLERK	Attest	
12/11/2020	1	CITY CLERK	Attest	
12/10/2020	1	MAYOR	Signed	
12/10/2020	1	MAYOR	Signed	
12/7/2020	1	COUNCIL PRESIDENT	Signed	
12/7/2020	1	COUNCIL PRESIDENT	Signed	
12/7/2020	1	Columbus City Council	Approved	Pass

BACKGROUND: The City's Department of Public Utilities ("DPU") is engaged in acquiring real estate for the Intermodal Sanitary Subtrunk Extension Project (CIP 650491-100007) ("Public Project"). City must acquire in good faith and accept certain fee simple and lesser real estate located in the vicinity of Northern Pickaway County near Rickenbacker International Airport (collectively, "Real Estate") in order for DPU to complete the Public Project. Accordingly, DPU requested the City Attorney to acquire the Real Estate in good faith and contract for associated professional services (*e.g.* surveys, title work, appraisals, *etc.*) in order for DPU to timely complete the Public Project. The City initially passed Ordinance 3002-2019 authorizing the expenditure of \$525,000.00 for the project and DPU has now determined that an additional \$100,000.00 will be needed.

CONTRACT COMPLIANCE: Not applicable.

FISCAL IMPACT: One Hundred Thousand and 00/100 U.S. Dollars (\$100,000.00), is required and budgeted for the City Attorney to acquire the Real Estate and DPU determined it will come from the Sanitary General Obligation Bond Fund 6109. It is necessary to transfer and expend up to \$100,000.00 within Fund 6109. An amendment to the 2020 Capital Improvement Budget is also needed to align expenditures.

EMERGENCY JUSTIFICATION: Emergency action is requested in order to acquire the Real Estate and allow DPU to timely complete the Public Project without unnecessary delay, which will preserve the public peace, health, property,

safety and welfare.

To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple and lesser real estate located in the vicinity of Northern Pickaway County near Rickenbacker International Airport, and contract for associated professional services in order for the Department of Public Utilities to timely complete the acquisition of Real Estate for the Intermodal Sanitary Subtrunk Extension Project; to transfer, and expend up to \$100,000.00 within the Sanitary General Obligation Bond Fund; to amend the 2020 Capital Improvement Budget; and to declare an emergency. (\$100,000.00)

WHEREAS, the City intends to improve the sewer infrastructure in the vicinity of Northern Pickaway County near Rickenbacker International Airport by allowing the Department of Public Utilities (“DPU”) to engage in the acquisition of Real Estate for the Intermodal Sanitary Subtrunk Extension Project (CIP 650491-100007) (“Public Project”); and

WHEREAS, the City intends for the City Attorney to acquire in good faith and accept the necessary fee simple and lesser real estate located in the vicinity of Northern Pickaway County near Rickenbacker International Airport (“Real Estate”) in order for DPU to complete the Public Project; and

WHEREAS, the City intends for the City Attorney to spend City funds to acquire the Real Estate in good faith and contract for associated professional services (*e.g.* surveys, title work, appraisals, *etc.*); and

WHEREAS, it is necessary to authorize the transfer, and expenditure of up to One Hundred Thousand and 00/100 U.S. Dollars (\$100,000.00) from the Sanitary General Obligation Bond Fund 6109; and

WHEREAS, it is necessary to authorize an amendment to the 2020 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 acquire real estate in support of the Intermodal Sanitary Subtrunk Extension Project, in an emergency manner to prevent project delay due to the time-sensitive nature of the proposed services, for the immediate preservation of 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 is authorized to acquire in good faith and accept certain fee simple and lesser real estate located in the vicinity of Northern Pickaway County near Rickenbacker International Airport (“Real Estate”) in order for the Department of Public Utilities (“DPU”) to timely complete the acquisition of the Real Estate for the Intermodal Sanitary Subtrunk Extension Project (CIP 650491-100007) (“Public Project”).

SECTION 2. That the City Attorney is authorized to contract for professional services (*e.g.* surveys, title work, appraisals, *etc.*) associated with the Real Estate’s acquisition for the Public Project.

SECTION 3. That the City Attorney, in order to exercise the authority described in Sections One (1) and Two (2) of this ordinance, is authorized to spend up to One Hundred Thousand and 00/100 U.S. Dollars (\$100,000.00), or as much as may be necessary, from the Sanitary General Obligation Bond Fund 6109, according to the account codes in the attachment to this ordinance.

SECTION 4. That the City Auditor is authorized to transfer within, and expend up to \$100,000.00 per the attached funding template.

SECTION 5 That the 2020 Capital Improvements Budget is hereby amended as follows:

Fund No. | Project No. | Project Name | Current | Revised | (Change)

6109 | 650367-100002 (Carryover) | SWWTP CEPT-Preliminary Treatment | \$35,279 | \$2,960,388 | +\$2,925,109
(establish authority to match cash)

6109 | 650367-100000 (Carryover) | SWWTP CEPT-Preliminary Treatment | \$2,925,109 | \$2,825,109 | -\$100,000

6109 | 650491-100007 (Carryover) | Intermodal Sanitary Subtrunk Extension | \$4,475,400 | \$4,575,400 | +\$100,000

SECTION 6. That the City Auditor is authorized and directed to establish any appropriate accounting codes once the funds necessary to carry out the purpose of this ordinance are deemed appropriated.

SECTION 7. That the City Auditor is authorized and directed to transfer any unencumbered balance in the Public Project's account to the unallocated balance within the same fund upon receipt of certification by the director of the department administering the Public Project that the Public Project is complete and the monies are no longer required for the Public Project, except that no transfer can be made from a project account by monies from more than one source.

SECTION 8. That the City Auditor is authorized and directed to establish any proper and appropriate project accounting numbers.

SECTION 9. That the City Auditor is authorized and directed to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 10. That this ordinance, for the reasons stated in the preamble, which are made a part of this ordinance and fully incorporated for reference as if rewritten, is declared to be an emergency measure and shall take effect and be in force from and after this ordinance's adoption and approval by the Mayor or ten (10) days after its adoption if the Mayor neither approves nor vetoes this ordinance.