



Legislation Details (With Text)

File #: 1291-2021 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 5/19/2021 **In control:** Public Utilities Committee

On agenda: 6/14/2021 **Final action:** 6/18/2021

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 Iuka Avenue from High Street to North Fourth Street and other nearby areas, and contract for associated professional services in order for the Department of Public Utilities to timely complete the acquisition of Real Estate for the Near North & East Large Diameter Assessment Project and other nearby areas for which easements could not be found for existing sewers; to expend up to \$450,000.00 from the Sanitary General Obligation Bond Fund; and to amend the 2020 Capital Improvement Budget. (\$450,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Copy of Funding Template Near North & East Large Diameter Assessment

Date	Ver.	Action By	Action	Result
6/18/2021	1	CITY CLERK	Attest	
6/17/2021	1	MAYOR	Signed	
6/14/2021	1	COUNCIL PRESIDENT	Signed	
6/14/2021	1	Columbus City Council	Approved	Pass
6/7/2021	1	Columbus City Council	Read for the First Time	

BACKGROUND: The City's Department of Public Utilities ("DPU") is engaged in acquiring real estate for the Near North & East Large Diameter Assessment (CIP 650725-100017) Project and other nearby areas for which easements could not be found for existing sewers ("Public Project"). The City must acquire in good faith and accept certain fee simple and lesser real estate located in the vicinity of Iuka Avenue from High Street to North Fourth Street and other nearby areas (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.

CONTRACT COMPLIANCE: Not applicable.

FISCAL IMPACT: This legislation authorizes the expenditure of up to \$450,000.00 from the Sanitary General Obligation Bond Fund 6109 and amends the 2020 Capital Improvement Budget.

EMERGENCY JUSTIFICATION: Not applicable.

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 Iuka Avenue from High Street to North Fourth Street and other nearby areas, and contract for associated professional services in order for the Department of Public Utilities to timely complete the acquisition of Real Estate for the Near North & East Large Diameter Assessment Project and other nearby areas for which easements could not be found for existing sewers; to expend up to \$450,000.00 from the Sanitary General Obligation Bond Fund;

and to amend the 2020 Capital Improvement Budget. (\$450,000.00)

WHEREAS, the City intends to improve the sewer infrastructure in the vicinity of Iuka Avenue from High Street to North Fourth Street by allowing the Department of Public Utilities (“DPU”) to engage in the acquisition of Real Estate for the Near North & East Large Diameter Assessment (CIP 650725-10017) Project and other nearby areas for which easements could not be found for existing sewers (“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 Iuka Avenue from High Street to North Fourth Street and other nearby areas for which easements could not be found for existing sewers (“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 for this Council to authorize the expenditure of up to Four Hundred Fifty Thousand and 00/100 U.S. Dollars (\$450,000.00) from the Sanitary General Obligation 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 **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 Iuka Avenue from High Street to North Fourth Street and other nearby areas for which easements could not be found for existing sewers (“Real Estate”) in order for the Department of Public Utilities (“DPU”) to timely complete the acquisition of the Real Estate for the Near North & East Large Diameter Assessment (CIP 650725-100017) Project and other nearby areas for which easements could not be found for existing sewers (“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 Four Hundred Fifty Thousand and 00/100 U.S. Dollars (\$450,000.00), 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 2020 Capital Improvement Budget is amended per the accounting codes in the attachment to this ordinance.

SECTION 5. 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 6. 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 7. That the City Auditor is authorized and directed to establish any proper and appropriate project accounting numbers.

SECTION 8. 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 9. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.