



## Legislation Text

**File #:** 2157-2016, **Version:** 1

### 1. BACKGROUND

This legislation authorizes the Director of Public Service to modify and increase an existing agreement with the Franklin County Engineer's Office for the Kinnear Road Improvement project, also known as the Pedestrian Safety Improvements - Kinnear Road Sidewalks project.

The Franklin County Engineer's Office proposed to construct or cause to be constructed certain public improvements within the public rights-of-way of the City of Columbus, Clinton Township, and Franklin County. Planned improvements included: installing an 8-foot wide pedestrian path along the north side of Kinnear Road between North Star Avenue and the CSX Railroad crossing; installing 7-foot wide sidewalks on both sides of Kinnear Road between the CSX Railroad and Olentangy River Road; and upgrading the traffic signal at the Kinnear Road-Kenny Road intersection.

Additional funds are now needed to complete the project as the original estimate was insufficient for additional curb replacement work on Kenny Road and to complete the final 600 feet for the extension of the shared use path to North Star Road.

Ordinance 0837-2016 authorized the Director of Public Service to enter into a contribution agreement with the Franklin County Engineer's Office to fund a portion of the project.

The original agreement amount:	\$250,000.00	(PO015957, Ord. 0837-2016)
The total of Modification No. 1:	<u>\$150,000.00</u>	
The agreement amount including all modifications:	\$400,000.00	

### 2. UNPLANNED MODIFICATION

This is an unplanned modification. The original costs were estimated and the actual construction costs have exceeded the original estimated amount. If additional funds are needed to complete the project, the Director shall seek Council approval to modify this contract and expend additional funds.

### 2. FISCAL IMPACT

Funding in the amount of \$110,000.00 is available within the Streets and Highways Bond Fund and in the amount of \$40,000.00 in the Government B.A.B.s Fund. An amendment to the 2016 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

### 3. EMERGENCY DESIGNATION

Emergency action is requested in order to facilitate the timely execution of agreements between the Department of Public Service and the Franklin County Engineer's Office and to make the requisite funding for this project immediately available so as to avoid unnecessary delays in the completion of this project, which is slated to begin summer 2016.

To amend the 2016 Capital Improvements Budget; to authorize the Director of Public Service to modify and increase the agreement with Franklin County for the Pedestrian Safety Improvements - Kinnear Road Sidewalks project; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bond Fund and in the Government B.A.B.s Fund; to authorize the expenditure of \$110,000.00 from the Streets and Highways Bond Fund and to authorize the expenditure of \$40,000.00 in the Government B.A.B.s Fund; and to declare an emergency. (\$150,000.00)

**WHEREAS**, contract no. PO015957, in the amount of \$250,000.00, was authorized by ordinance no. 0837-2016; and

**WHEREAS**, the City, acting through the Department of Public Service has determined that it is in the best interest of the City and its residents to modify the subject contract for the purpose of supporting the aforementioned project; and

**WHEREAS**, this is an unplanned modification and the Director of Public Service may request additional, future unplanned modifications for additional funds; and

**WHEREAS**, this legislation authorizes the Director of Public Service to modify an agreement with and provide funding in the amount of up to \$150,000.00 to the Franklin County Engineer's Office for said purpose; and

**WHEREAS**, an amendment to the 2016 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the agreement modification; and

**WHEREAS**, the total agreement amount, including this modification, is \$400,000.00; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to modify an agreement with the Franklin County Engineer's Office and to authorize the encumbrance and expenditure of requisite funds to facilitate the completion of planned improvements in a timely manner, thereby preserving the public health, peace, safety, and welfare; now, therefore

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the 2016 Capital Improvements Budget authorized by Ordinance 0960-2016 be amended to establish sufficient authority for this project as follows:

**Fund / Project / Project Name / Current C.I.B. / Amendment Amount / C.I.B. as Amended**

7746 / P530282 -100076 / Resurfacing - Far North (Voted Carryover) / \$122,770.00 / (\$40,000.00) / \$82,770.00

7704 / P540002-100026 / Bikeway Development-Pavement Marking and Signage (Voted Carryover) / \$88,202.00 / (\$88,202.00) / \$0.00

7704 / P540002-100032 / Bikeway Development-Rehabilitation (Voted Carryover) / \$37,351.00 / (\$21,798.00) / \$15,553.00

7704 / P590108-100000 / Pedestrian Safety Improvements - Kinnear Road Sidewalks (Voted Carryover) / \$250,000.00 / \$110,000.00 / \$360,000.00

7746 / P590108-100000 / Pedestrian Safety Improvements - Kinnear Road Sidewalks (Voted Carryover) / \$0.00 / \$40,000.00 / \$40,000.00

**SECTION 2.** That the Director of Public Service be and hereby is authorized to modify an agreement with the Franklin County Engineer's Office relative to the Kinnear Road Improvements project, also known as the Pedestrian Safety Improvements - Kinnear Road Sidewalks project and to contribute funds toward eligible design and construction costs.

**SECTION 3.** That the transfer of \$40,000 or so much thereof as may be needed, is hereby authorized between projects within Fund 7746 Government B.A.B.s Fund per the account codes in the attachment to this ordinance:

**SECTION 4.** That the transfer of \$110,000.00, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the accounting codes in the attachment to this Ordinance.

**SECTION 5.** That the expenditure of \$150,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund and Fund 7746 Government B.A.B.s Fund in Object Level 06 Capital Outlay per the accounting codes in the attachment to this Ordinance.

**SECTION 6.** 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 7.** 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 8.** 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 9.** 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.