



Legislation Text

File #: 2320-2016, Version: 1

1. BACKGROUND

To authorize the 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 Arterial Street Rehabilitation - Dublin-Granville Road Realignment project and subsequent public infrastructure projects in the area of N. Hamilton Road and State Route 161.

The City entered into an Economic Development Agreement (the "EDA") with Hamilton Crossing, LLC, Casto AP Residential, LLC, The New Albany Company LLC, and Center State Enterprises LLC (the "Development Team"), pursuant to ordinance number 1802-2015 passed by Council on July 13, 2015 for the purposes of funding public improvements in the northeast area of the city located adjacent to the N. Hamilton Road and State Route 161 interchange.

The purpose of this project will realign Dublin-Granville to a new intersection with Hamilton Road between the existing Dublin-Granville Road and SR-161. Subsequent public infrastructure projects will occur in conjunction with the mixed use development located adjacent to the N. Hamilton Road and State Route 161 interchange, known as the Hamilton Quarter Development (Community Planning Area Rocky Fork-Blacklick Area 4). Successful completion of this project necessitates that the city acquire fee simple title and lesser interests in and to various properties along the project corridor as additional rights-of-way. This legislation will also allow these funds to be used for the acquisition of right-of way along the entire corridor, including future projects described herein and other future projects related to the road realignment and development in this area.

2. FISCAL IMPACT

Funds in the amount of \$194,467.79 are available for this project in the Streets and Highways Bond Fund within the Department of Public Service. Cancellation of unused funds from ACIDI000040-1, Arterial Street Rehabilitation-Hamilton Road Phase B project, is necessary to provide the needed funds.

3. EMERGENCY DESIGNATION

The Department of Public Service requests emergency designation so as to provide necessary right-of-way acquisition funding and to prevent unnecessary delays in the Department of Public Service's Capital Improvement Program.

To amend the 2016 Capital Improvement Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the City Attorney's Office to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Arterial Street Rehabilitation - Dublin-Granville Road Realignment project; to authorize the City Attorney's Office to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of \$194,467.79 from the Streets and Highways Bond Fund; and to declare an emergency. (\$194,467.79)

WHEREAS, the City of Columbus is engaged in the Arterial Street Rehabilitation - Dublin-Granville Road Realignment project and future public infrastructure projects in the area of N. Hamilton Road and State Route 161 interchange, with Hamilton Crossing LLC, Casto AP Residential, LLC, The New Albany Company LLC, and Center State Enterprises LLC; and

WHEREAS, this project will realign Dublin-Granville to a new intersection with Hamilton Road between the existing Dublin-Granville Road and SR-161; and

WHEREAS, this ordinance authorizes the City Auditor to execute cancellations of funds in the amount of \$194,467.79

from ACDI000040-1, Arterial Street Rehabilitation-Hamilton Road Phase B project for the purpose of funding this project; and

WHEREAS, successful completion of these projects 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 \$194,467.79; and

WHEREAS, it may be necessary to expend part of these funds on for the acquisition of right-of way along the entire corridor, including future projects described herein and other future projects related to the road realignment and development in this area; 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 necessary right-of-way acquisition for the project to prevent unnecessary 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 Auditor is hereby authorized and directed to execute the cancellation of the following document:

<u>Document</u>	<u>Amount</u>
ACDI000040-1	\$194,467.79

SECTION 2. That the 2016 Capital Improvement Budget authorized by Ordinance 0960-2016 be amended as follows to establish sufficient authority for this project:

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

7704 / P530103-100000 / 59-03 Arterial Street Rehabilitation (Voted Carryover) / \$0.00 / \$194,468.00 / \$194,468.00 (To Match Cash per the cancellation in Section 1)

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

7704 / P530103-100000 / 59-03 Arterial Street Rehabilitation (Voted Carryover) / 194,468.00 / (\$194,468.00) / \$0.00
7704 / P530103-100056 / Arterial Street Rehabilitation -- Dublin-Granville Road Realignment (Voted Carryover) / \$0.00 / \$194,468.00 / \$194,468.00

SECTION 3. That the transfer of \$194,467.79, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

SECTION 4. 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 Arterial Street Rehabilitation - Dublin-Granville Road Realignment project, and may also expend these funds for the acquisition of right-of way along the entire corridor, including future projects described herein and other future projects related to the road realignment and development in this area.

SECTION 5. That the expenditure of \$194,467.79 or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund in object class 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.