



## Legislation Text

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**File #:** 2432-2016, **Version:** 1

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### **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 Roadway Improvements-Warner Road - Hamilton Road to Harlem Road project in the Rocky Fork-Blacklick Planning Area (4).

The Roadway Improvements - Warner Road-Hamilton Road to Harlem Road project encompasses widening Warner Road from Hamilton to Harlem to ensure a minimum width of 20' is provided throughout Warner Road from Hamilton Road to Harlem Road, adjusting drainage along Warner Road, and replacing the waterproof membrane and replacing or repairing the bituminous expansion joints as needed on the bridge over the Rocky Fork Creek. The Department of Public Service is currently finalizing construction plans and is prepared to authorize right-of-way acquisition pending passage of this legislation.

It is now necessary that the City Attorney's Office expend \$60,000.00 in order to pay for costs relative to the acquisition of right-of-way necessary to the Roadway Improvements Warner Road - Hamilton Road to Harlem Road project.

### **2. FISCAL IMPACT**

Funds in the amount of \$60,000.00 are available for this project in the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2016 Capital Improvement Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

### **3. EMERGENCY DESIGNATION**

The department requests emergency designation so as to provide necessary right-of-way acquisition funding and 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 Roadway Improvements Warner Road - Hamilton Road to Harlem Road 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 \$60,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$60,000.00)

**WHEREAS**, the Department of Public Service is engaged in the Roadway Improvements Warner Road - Hamilton Road to Harlem Road project; and

**WHEREAS**, this project will widen and resurface Warner Road from Hamilton to Harlem along with other improvements; and

**WHEREAS**, this legislation authorizes the City Attorney to contract for professional services and to acquire fee simple title and lesser interests in and to real property necessary to the project, with the understanding that more funding may be required in the future; and

**WHEREAS**, it is necessary to authorize an amendment to the 2016 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 Service in that it is

immediately necessary to authorize the above actions so that funding can be made available for the necessary right-of-way acquisition for the project, 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 2016 Capital Improvement Budget authorized by Ordinance 0960-2016 be amended as follows to establish sufficient budget authority for the following project:

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

7704 / P530086-100023 / Intersection Improvements - Gender Road at Refugee Road (Voted Carryover) / \$142,105.00 / (\$60,000.00) / \$82,105.00

7704 / P530161-100178 / Roadway Improvements -Warner Road - Hamilton Road to Harlem Road (Voted Carryover) / \$0.00 / \$60,000.00 / \$60,000.00

**SECTION 2.** That the transfer of \$60,000.00, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bonds Fund per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Real Estate Division of the City Attorney's Office, 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 Roadway Improvements Warner Road - Hamilton Road to Harlem Road project.

**SECTION 4.** That the expenditure of \$60,000.00, 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 5.** 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 6.** 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 7.** 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 8.** 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.