



## Legislation Text

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**File #:** 0560-2017, **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 perform the Intersection Improvements -Agler Road/Cassady Avenue at Sunbury Road (FRA-CR8-3.67 PID Number 99419) 530086-100033 project.

The Department of Public Service is engaged in the Intersection Improvements - Agler Road/Cassady Avenue at Sunbury Road project, which will upgrade the traffic signal in the Northeast Community Planning area (Community Planning Area 12). The Department of Public Service is currently finalizing construction plans and is prepared to authorize right-of-way acquisition pending passage of this funding legislation

### 2. FISCAL IMPACT

Total amount of this ordinance is \$7,500.00, funded by a grant from the Ohio Department of Transportation and the Department of Public Service.

Funds in the amount of \$6,750.00 are available for this project in Fund 7765, the Fed-State Highway Engineering Fund, and funds in the amount of \$750.00 are available for this project in the Streets and Highways G.O. Bond Fund, Fund 7704, both within the Department of Public Service. 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 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 appropriate \$6,750.00 within the Federal State Highway Engineering Fund; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Improvement Fund; to authorize the City Attorney's Office, Real Estate Division to contract for professional services relative to the acquisition of fee simple title and lesser interests in and to property needed for the Intersection Improvements - Agler Road/Cassady Avenue at Sunbury Road project and to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of \$6,750.00 from the Fed-State Highway Engineering Fund and \$750.00 from the Streets and Highways Improvements Fund; and to declare an emergency. (\$7,500.00)

**WHEREAS**, the Department of Public Service is engaged in the Intersection Improvements - Agler Road/Cassady Avenue at Sunbury Road; and

**WHEREAS**, the project will remove the existing traffic signal and replace with a new one, adjust signal phasing and timing, and adjust turn lanes; 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**, it is necessary to authorize the City Auditor to appropriate \$6,750.00 within the Federal State Highway

Engineering Fund; and

**WHEREAS**, it is necessary to authorize the City Auditor to transfer funds between projects within the Streets and Highways Improvement Fund, Fund 7704; and

**WHEREAS**, this ordinance authorizes the City Attorney's Office Real Estate Division to expend \$7,500.00 or so much thereof as may be necessary to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Intersection Improvements - Agler Road/Cassady Avenue at Sunbury Road; 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 City Attorney's Office to acquire the various property rights necessary so as to prevent unnecessary delays in the Departments 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 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/ P530086-100005 / Intersection Improvements - Livingston Ave. (59-12) (Voted Carryover) / \$4,419.00 / (\$750.00) / \$3,669.00

7704/ P530086-100033 / Intersection Improvements - Agler Road/Cassady Avenue at Sunbury Road (Voted Carryover) / \$0.00 / \$750.00 / \$750.00

**SECTION 2.** That from the unappropriated monies and from all monies estimated to come into said fund from any and all sources unappropriated for any other purpose during the period ending December 31, 2017, the sum of \$6,750.00 is appropriated in Fund 7765 Fed State Highway Engineering Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$750.00, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Improvements 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 Intersection Improvements - Central Avenue & Harrisburg Pike at Mound Street project.

**SECTION 5.** That the expenditure of the sum of \$6,750.00 or so much thereof as may be needed, is hereby authorized to be expended from the Federal-State Highway Engineering Fund, No. 7765 in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That the expenditure of the sum of \$750.00 or so much thereof as may be needed, is hereby authorized to be expended from the States and Highways Improvements Fund, No. 7704 in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 7.** 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 8.** 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 9.** 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 10.** 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.