



## Legislation Text

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**File #: 1717-2017, 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 complete the Poindexter Village Roadways Phase 3 project in the Near East Community Planning Area (19).

The Department of Public service is engaged in the Poindexter Village Roadways Phase 3 project. The project consists of a street reconstruction, the extension of an existing roadway, resurfacing of four streets, and other improvements. Improvements will consist of storm sewer, sanitary sewer, water main, sidewalks, a shared use path, street lighting, and street trees. Winner Avenue will be reconstructed between Phale D. Hale Drive to approximately 100' north of Granville Street, the existing brick pavement will be repaired from 100' north of Granville Street to Mt Vernon, and will be extended between Phale D. Hale Drive and Hawthorne Avenue. Hawthorne Avenue will be resurfaced between Winner Avenue and Hughes Street; Phale D. Hale Drive will be resurfaced between Winner Avenue and the first alley east of Winner Avenue; Granville Street will be reconstructed between Champion Avenue and Winner Avenue to Graham Street; and Phillips Street will be reconstructed from Market Alley to Mt Vernon Avenue. Curb will be replaced on Mt. Vernon Avenue, a parking lane will be added, and sidewalk will be constructed on the south side of Mount Vernon Avenue between Champion Avenue and Winner Avenue. The existing water mains will be replaced along Winner Avenue from Hawthorne Avenue to Mt. Vernon Avenue, excluding the section replaced in an earlier phase of the project between Phale D Hale and W. Granville Street.

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**

Funds in the amount of \$50,000.00 are available for this project in the Streets and Highways Bond Fund within the Department of Public Service. Amendment to the 2017 Capital Improvements Budget is necessary to establish sufficient cash and authority in the proper project.

### **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 2017 Capital Improvements Budget; to authorize appropriation within the Streets and Highway Bond 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 Poindexter Village Roadways Phase 3 project; to authorize the City Attorney's Office, Real Estate Division, to negotiate with property owners to acquire the additional rights of way necessary to complete this project; to authorize the expenditure of \$50,000.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$50,000.00)

**WHEREAS**, the City of Columbus is engaged in the Poindexter Village Roadways Phase 3 project; and

**WHEREAS**, successful completion of this project 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 \$50,000.00; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to 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 2017 Capital Improvements Budget authorized by ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7704 / P590416-100006 / Poindexter Village Roadways Phase 3 (voted carryover) / \$0.00 / \$50,000.00 / \$50,000.00 (To match cash due to a recent cancellation request submitted against ACDI000045, a copy of which is attached to this ordinance.)

**SECTION 2.** 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 Poindexter Village Roadways Phase 3 project in the amount of \$50,000.00.

**SECTION 3.** That the expenditure of \$50,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highway Bond Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 4.** 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 5.** 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 6.** 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 7.** 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.