



## Legislation Text

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**File #:** 1911-2017, **Version:** 1

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### **BACKGROUND:**

The City's Department of Public Utilities (DPU) is engaged in the South Broadleigh Water Line Improvement P690236-100070 Public Improvement Project ("Public Project"). The City must acquire in good faith and accept certain fee simple title and lesser real estate located in the vicinity of South Broadleigh Road, Columbus, Ohio 43209 (collectively, "Real Estate") in order for DPU to complete the Public Project. Accordingly, DPU requested the City Attorney to acquire the Real Estate in good faith and contract for associated professional services (*e.g.* surveys, title work, appraisals, *etc.*) in order for DPU to timely complete the Public Project.

### **CONTRACT COMPLIANCE:**

Not applicable.

### **FISCAL IMPACT:**

\$25,000.00 is required and budgeted for the City Attorney to acquire the Real Estate and DPU determined it will come from DPU's Water G.O. Bond Fund, Fund 6006. An amendment to the 2017 Capital Improvements Budget will be necessary.

### **EMERGENCY JUSTIFICATION:**

Not applicable

To authorize the City Attorney to spend City funds to acquire and accept in good faith certain fee simple title and lesser real estate located in the vicinity of South Broadleigh Road, Columbus, Ohio 43209 and contract for associated professional services in order for DPU to timely complete the South Broadleigh Water Line Improvement P690236-100070 Public Improvement Project; and to authorize an amendment to the 2017 Capital Improvements Budget. (\$25,000.00)

**WHEREAS**, the City intends to improve the water infrastructure in the vicinity of South Broadleigh Road, Columbus, Ohio 43209 by allowing the Department of Public Utilities (DPU) to engage in the South Broadleigh Water Line Improvement P690236-100070 Public Improvement Project ("Public Project"); and

**WHEREAS**, the City intends for the City Attorney to acquire in good faith and accept the necessary fee simple title and lesser real estate located in the vicinity of South Broadleigh Road, Columbus, Ohio 43209 (*i.e.* Real Estate) in order for DPU to complete the Public Project; and

**WHEREAS**, it is necessary to authorize an amendment to the 2017 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, the City intends for the City Attorney to spend City funds to acquire the Real Estate in good faith and contract for associated professional services (*e.g.* surveys, title work, appraisals, *etc.*); and **now, therefore**,

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

**SECTION 1.** That the City Attorney is authorized to acquire in good faith and accept certain fee simple title and lesser real estate located in the vicinity of South Broadleigh Road, Columbus, Ohio 43209 (*i.e.* Real Estate) in order for the Department of Public Utilities (DPU) to timely complete the South Broadleigh Water Line Improvement P690236-100070 Public Improvement Project (“Public Project”)

**SECTION 2.** That the City Attorney is authorized to contract for professional services (*e.g.* surveys, title work, appraisals, *etc.*) associated with the Real Estate’s acquisition for the Public Project.

**SECTION 3.** That the 2017 Capital Improvements Budget is hereby amended, in Fund 6006 - Water G.O. Bonds Fund, as follows:

**Project ID | Project Name | Current Authority | Revised Authority | Change**

P690236-100074 (carryover) | Eureka / Steel WL Imp's | \$853,852 | \$828,852 | -\$25,000

P690236-100070 (carryover) | S. Broadleigh WL Imp's | \$0 | \$25,000 | +\$25,000

**SECTION 4.** That the City Attorney, in order to exercise the authority described in Sections One (1) and Two (2) of this ordinance, is authorized to spend up to Twenty Five Thousand and 00/100 U.S. Dollars (\$25,000.00), or as much as may be necessary, from the Water G. O. Bonds Fund (Fund 6006) according to the account codes in the attachment to this ordinance.

**SECTION 5.** That the City Auditor is authorized and directed to establish any appropriate accounting codes once the funds necessary to carry out the purpose of this ordinance are deemed appropriated.

**SECTION 6.** That the City Auditor is authorized and directed to transfer any unencumbered balance in the Public Project’s account to the unallocated balance within the same fund upon receipt of certification by the director of the department administering the Public Project that the Public Project is complete and the monies are no longer required for the Public Project, except that no transfer can be made from a project account by monies from more than one source.

**SECTION 7.** That the City Auditor is authorized and directed to establish any proper and appropriate project accounting numbers.

**SECTION 8.** That the City Auditor is authorized and directed to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

**SECTION 9.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.