



Legislation Text

File #: 1157-2018, **Version:** 1

1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc., hereinafter "Daimler", relative to the Downtown Streetscape - 80 East Rich Street project.

The aforementioned project will result in the redevelopment of the last parcel of the former City Center site at the southwest corner of Third and Rich streets into a mixed-use development that will include residential, retail, and commercial office space. As part of that effort, Daimler will: install a curb extension at the northwest corner of Third and Rich streets; reconstruct the on-street parking and drop-off area on Rich Street; and replace sidewalks and install granite curb, raised landscaping beds, street lighting, and street trees on the west side of Third Street and north side of Rich Street.

The City has agreed to reimburse Daimler up to \$600,000.00 for eligible costs incurred during the completion of said streetscape improvements.

2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Daimler is CC004651, which expires April 25, 2020.

3. FISCAL IMPACT

Funding in the amount of \$600,000.00 is available for this project in the Streets and Highways Bond Fund, Fund 7704. A transfer of cash is necessary to establish funding in the proper project.

To authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of the Department of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc.; to authorize the expenditure of up to \$600,000.00 within the Streets and Highways Bond Fund; and to declare an emergency. (\$600,000.00)

WHEREAS, Daimler Group, Inc. ("Daimler") is administering the Downtown Streetscape - 80 East Rich Street project, which will result in the redevelopment of the last parcel of the former City Center site at the southwest corner of Third and Rich streets into a mixed-use development that will include residential, retail, and commercial office space; and

WHEREAS, as part of that effort, Daimler will: install a curb extension at the northwest corner of Third and Rich streets; reconstruct the on-street parking and drop-off area on Rich Street; and replace sidewalks and install granite curb, raised landscaping beds, street lighting, and street trees on the west side of Third Street and north side of Rich Street; and

WHEREAS, the City had agreed to reimburse Daimler up to \$600,000.00 for eligible costs incurred during the completion of said streetscape improvements; and

WHEREAS, this ordinance authorizes the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler for that purpose; and

WHEREAS, a transfer of cash and appropriation is necessary to align funds within the proper project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize said Construction Guaranteed Maximum Reimbursement Agreement and the

expenditure of such funds as may be necessary to support the completion of the aforesaid project in order to maintain the project schedule and meet community commitments; 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 transfer of appropriation in the amount of \$114,948.14 is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 4401 (Development Administration), Project P530801-100000 (Downtown Streetscape Improvements), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Division of Design and Construction), Project P530801-100000 (Downtown Streetscape Improvements), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

SECTION 2. That the transfer of \$600,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Division of Design and Construction), Project P530801-100000 (Downtown Streetscape Improvements), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Division of Design and Construction), Project P530801-100016 (Downtown Streetscape - 80 East Rich Street), Object Class 06 (Capital Outlay).

SECTION 3. That the Director of Public Service be and is hereby authorized to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc., whose address is 1533 Lake Shore Drive Columbus, Ohio, 43204, for the streetscape improvements; and

SECTION 4. That the expenditure of \$600,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Division of Design and Construction), Project P530801-100016 (Downtown Streetscape - 80 East Rich Street), 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.