



Legislation Text

File #: 2016-2018, **Version:** 1

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 Shook Road Phase II project in the Rickenbacker Planning Area (26).

The Department of Public service is engaged in the Shook Road Phase II project. The project will widen Shook Road (north of SR 317) to provide a SB right turn lane and widening of SR 317 to provide both WB and EB left turn lanes at the intersection; construct sidewalk along the west and east side of Shook Road from SR 317 north to existing sidewalk limits; a new box span signal will be installed at the intersection of SR 317 and Shook Road; and extend the southern limits to mill & resurface Shook Road to the Franklin County Line.

The cost to acquire the right-of-way needed to complete the project is estimated at \$100,000.00. If the cost to acquire the needed right-of-way should exceed this estimate, additional legislation will be submitted to Council requesting the needed funding.

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 \$100,000.00 are available for this project in Fund 7766, the Street & Highway Improvement Non-Bond Fund. These funds were deposited by the Columbus-Franklin County Finance Authority on behalf of the Pizzuti Companies, the company that is the developer for the 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 transfer funds between projects and appropriate funds within the Street & Highway Improvement Non-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 Shook Road Phase II 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 \$100,000.00 from the Street & Highway Improvement Non-Bond Fund; and to declare an emergency. (\$100,000.00)

WHEREAS, the City of Columbus is engaged in the Shook Road Phase II 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 \$100,000.00; 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 2018 Capital Improvements Budget authorized by ordinance 1010-2018 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended

7766 / P531006-100000 / Roadway - Shook Road Phase II (Street and Highway Improvement Carryover) / \$0.00 / \$100,000.00 / \$100,000.00 (to match cash)

SECTION 2. That from the unappropriated monies and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ended December 31, 2018, the sum of \$100,000.00 is appropriated in Fund 7766 (Street & Highway Improvement Non-Bond Fund), Dept-Div 5912 (Design and Construction), Project P531006-100000 (Roadway - Shook Road Phase II), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

SECTION 3. 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 Shook Road Phase II project in an amount up to \$100,000.00.

SECTION 4. That the expenditure of \$100,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7766 (Street & Highway Improvement Non-Bond Fund) in Dept-Div 5912 (Division of Design and Construction), Project P531006-100000 (Roadway - Shook Road Phase II), 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.