



## Legislation Text

**File #:** 0420-2019, **Version:** 1

### 1. BACKGROUND

This legislation establishes a \$100,000.00 Urban Infrastructure Recovery Fund (UIRF) right-of-way acquisition contingency fund and authorizes the City Attorney to expend said funds to acquire small parcels of additional right-of-way for miscellaneous UIRF projects and for other UIRF right-of-way expenses when requested to do so by the Department of Public Service.

The Department of Public Service, Division of Design and Construction, in cooperation with the Department of Development, uses money to design and construct projects that enhance economic growth within the City. Past UIRF projects have included streetscape enhancements and roadway improvements. Occasionally these UIRF projects require the Division of Design and Construction to acquire additional permanent and temporary right-of-way for installation of streetlights, street trees, sidewalks and Americans with Disabilities Act (ADA) compliant curb ramps.

The Department of Development and the Department of Public Service desire to establish a \$100,000.00 UIRF right-of-way acquisition contingency fund. This money will be used by the City Attorney's Office, Real Estate Division, to acquire small parcels of additional right-of-way for miscellaneous UIRF projects and to pay for other UIRF right-of-way expenses when requested to do so by the Department of Public Service, Division of Design and Construction.

### 2. FISCAL IMPACT

Funding is available within Fund 7704, the Streets and Highways Bond Fund, Project P440005-100000 (UIRF - Urban Infrastructure Recovery Fund (59-12)). An amendment to the Capital Improvement Budget is required to establish sufficient budget authority for the expenditure in the proper project.

### 3. EMERGENCY DESIGNATION

Funding needs to be established to allow acquisition of small parcels of additional right-of-way and right-of-way related expenses to prevent construction delays.

To amend the 2018 Capital Improvement Budget; to authorize the establishment of a right-of-way acquisition contingency fund to be used for Urban Infrastructure Recovery Fund projects; to authorize the City Attorney's Office to expend up to \$100,000.00 from the Streets and Highways Bonds Fund for these miscellaneous acquisitions; and to declare an emergency. (\$100,000.00)

**WHEREAS**, the Department of Public Service, Division of Design and Construction, in cooperation with the Department of Development, uses Urban Infrastructure Recovery Funds (UIRF) to design and construct projects that enhance economic growth within the City; and

**WHEREAS**, past UIRF projects have included streetscape enhancements and roadway improvements; and

**WHEREAS**, occasionally these projects require the acquisition of small parcels of additional right-of-way; and

**WHEREAS**, at this time, the Development Department and the Department of Public Service desire to establish an additional \$100,000.00 UIRF right-of-way acquisition contingency fund; and

**WHEREAS**, this money will be used by the City Attorney's Office, Real Estate Division, to acquire small parcels of additional right-of-way for miscellaneous UIRF projects and other right-of-way expenses when requested to do so by the Department of Public Service, Division of Design and Construction; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is immediately necessary to establish funding for acquisition of small parcels of additional right-of-way and right-of-way related expenses to prevent construction delays, 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**

7704 / P440005-100000 / UIRF - Urban Infrastructure Recovery Fund (59-12) (Voted 2016 Debt SIT Supported) / \$2,660,013.00 / (\$100,000.00) / \$2,560,013.00

7704 / P440005-100075 / UIRF - 2019 Miscellaneous Right of Way Acquisitions (Voted 2016 Debt SIT Supported) / \$0.00 / \$100,000.00 / \$100,000.00

**SECTION 2.** That the City Attorney's Office, Real Estate Division, be and hereby is authorized to acquire small parcels of additional right-of-way and pay for other right-of-way expenses related to miscellaneous UIRF projects when requested to do so by the Department of Public Service, Division of Design and Construction.

**SECTION 3.** That the expenditure of \$100,000.00, 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 P440005-100075 (UIRF - 2019 Miscellaneous Right-of-Way Acquisitions), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance

**SECTION 4.** 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 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 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.