



Legislation Text

File #: 0498-2019, **Version:** 1

1. **BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement Agreement (GMRA) with WTD Development LLC to receive and accept a payment of \$160,000.00 for lining repair work for part of the Franklin Main Interceptor sewer running between 2nd Ave to 3rd Ave. in the 2nd Ave./King Ave. The project is known as the Franklin Main Sewer Rehabilitation - West Third Avenue to King Avenue Segment, CIP 650404-100043.

WTD Development LLC recently purchased the above listed property and plans to develop it. The proposed development will straddle the Franklin Main sewer and it has been agreed that the City of Columbus will rehabilitate/line the sewer for WTD Development LLC and they will reimburse the City through the Department of Public Utilities.

2. **PROJECT TIMELINE:** The project completion date is estimated for three to four months from the start of the repair project.
3. **CONTRACT COMPLIANCE NUMBER:** Not applicable as WTD Development LLC will be reimbursing the City. No payments will be made from the City to WTD Development LLC.
4. **FISCAL IMPACT:** WTD Development LLC will provide reimbursement to the Department Public Utilities, Division Sewerage and Drainage for 100% of the repair and lining work associated with Franklin Main Sewer Rehabilitation - West Third Avenue to King Avenue Segment.
5. **EMERGENCY DESIGNATION:** The Department of Public Utilities **is requesting** an emergency designation at this time. The execution of this reimbursement will allow for a timely rehabilitation of the existing sewer line and coordination with the construction of the Founders Park project.

To authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement Agreement with the WTD Development LLC, for the repair and lining part of the sewer line in the Franklin Main Sewer Rehabilitation - West Third Avenue to King Avenue Segment; and to authorize the receipt and deposit of up to \$160,000.00 within the Sanitary Sewer Permanent Improvement Fund, and to declare an emergency. (\$160,000.00)

WHEREAS, it is necessary to authorize the Director of Public Utilities to enter into a Guaranteed Maximum Reimbursement Agreement with WTD Development LLC, for the repair and lining part of the sewer line in the Franklin Main Sewer Rehabilitation - West Third Avenue to King Avenue Segment; and

WHEREAS, it is necessary to authorize the Director of Public Utilities to receive and accept reimbursement from WTD Development LLC for the said work; and

WHEREAS, it is necessary to authorize the deposit of the funds from WTD Development LLC's reimbursement into the Department of Public Utilities Sanitary Sewers Permanent Improvement Fund 6115; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to authorize the Director to enter into a Guaranteed Maximum Reimbursement Agreement with

the WTD Development LLC, for the repair and lining part of the sewer line in the Franklin Main Sewer Rehabilitation - West Third Avenue to King Avenue Segment, 650404-100043; 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 Director of Public Utilities is authorized to enter into a Guaranteed Maximum Reimbursement Agreement with the WTD Development LLC, 842 North 4th Street, Suite 200, Columbus, Ohio 43215 and receive funds for lining repair work for a segment of the Franklin Main Sewer Rehabilitation - West Third Avenue to King Avenue Segment, CIP 650404-100043.

SECTION 2. That the City Auditor is authorized to deposit the reimbursement from WTD Development LLC into the Sanitary Sewers Permanent Improvement Fund 6115.

SECTION 3. 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 4. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance 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 no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

SECTION 5. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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 for reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.