



## Legislation Text

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**File #:** 2760-2020, **Version:** 1

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### **1. BACKGROUND**

This ordinance authorizes additional funding to acquire the various property rights necessary to complete the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue project.

The Department of Public Service is engaged in the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue project. The project will reconstruct Hudson Street between I-71 and Cleveland Avenue providing improvements to pavement, curb, sidewalk, shared use path, accessible crossings, and storm water facilities. Ordinance 2822-2019 authorized the City Attorney's Office to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue project. Funding in the amount of \$400,000.00 was established to begin acquiring the needed property rights. This ordinance requests \$500,000.00 to continue acquisitions for this project. Another \$500,000.00 is estimated to be needed to complete acquisition for this project. An ordinance is anticipated to be submitted for Council's consideration for this additional funding in a few months after the proceeds of the upcoming bond sale for the 2020 capital improvement budget are received.

The Department of Public Service is currently finalizing construction plans and is prepared to authorize right-of-way acquisition pending passage of this funding ordinance.

### **2. FISCAL IMPACT**

Funds in the amount of \$500,000.00 are available for this expenditure within Fund 7704, the Streets and Highways Bond Fund. A budget amendment is needed to transfer voted carryover budget authority between projects within the Arterial Street Rehabilitation section of the Streets and Highway Bond Fund so budget authority is aligned with the correct project. It is necessary to appropriate funds within Fund 7704 so appropriation matches available cash within Arterial Street Rehabilitation.

### **3. EMERGENCY DESIGNATION**

Emergency action is requested to provide necessary right-of-way acquisition funding to prevent unnecessary delays in the Department of Public Service's Capital Improvement Program.

To amend the 2020 Capital Improvement Budget; to authorize the appropriation of funds within the Streets and Highways Bond Fund; to authorize the City Attorney's Office to hire professional services and to acquire the property needed for the construction of the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue project; to authorize the expenditure of up to \$500,000.00 from the Streets and Highways Bond Fund for the acquisition; and to declare an emergency. (\$500,000.00)

**WHEREAS**, the City of Columbus is engaged in the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue project; and

**WHEREAS**, the project will reconstruct Hudson Street between I-71 and Cleveland Avenue, providing improvements to pavement, curb, sidewalk, shared use path, accessible crossings, and storm water facilities; 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**, Ordinance 2822-2019 authorized the City Attorney's Office to expend up to \$400,000.00 to hire

professional services and to negotiate with property owners to begin acquisition of the various property rights necessary to complete the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue project; and

**WHEREAS**, it is estimated an additional \$1,000,000.00 is needed to complete acquisition for this project; and

**WHEREAS**, this ordinance requests \$500,000.00 in additional funding for acquisition for this project; and

**WHEREAS**, an amendment to the 2020 Capital Improvement Budget is needed to align budget authority with the proper project; and

**WHEREAS**, funds will need to be appropriated within Fund 7704, the Streets and Highways Bond Fund, so available cash matches appropriation; and

**WHEREAS**, this ordinance authorizes the City Attorney's Office to expend \$500,000.00, or so much thereof as may be necessary, to hire professional services and to negotiate with property owners to acquire the various property rights necessary to complete the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue 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 the 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 2020 Capital Improvements Budget authorized by Ordinance 2521-2020 be amended as follows to establish sufficient authority for this project:

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

7704 / P530103-100000 / 59-03 Arterial Street Rehabilitation (Voted Carryover) / \$212,326.00 / (\$212,326.00) / \$0.00  
7704 / P530103-100015 / Arterial Street Rehabilitation - Karl Road/SR161 - Schrock Road (Voted Carryover) / \$14,971.00 / (\$14,971.00) / \$0.00  
7704 / P530103-100051 / Arterial Street Rehabilitation - Polaris Parkway (Voted Carryover) / \$71,496.00 / (\$49,496.00) / \$22,000.00  
7704 / P530103-100054 / Arterial Street Rehabilitation - Hamilton Rd - 161 to Morse Road - Phase A (Voted Carryover) / \$1,030,784.00 / (\$223,207.00) / \$807,577.00  
  
7704 / P530103-100068 / ASR - Hudson St - I71 to Cleveland Ave (Voted Carryover) / \$0.00 / \$500,000.00 / \$500,000.00

**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, 2020, the sum of \$300,322.00 is appropriated in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P530103-100068 (Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the City Attorney's Office 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 additional rights-of-way needed to complete the Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue project in an amount up to \$500,000.00.

**SECTION 4.** That the expenditure of \$500,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund) in Dept-Div 5912 (Design and Construction), Project P530103-100068 (Arterial Street Rehabilitation - Hudson Street - I71 to Cleveland Avenue), in Object Class 06 (Capital Outlay) per the accounting

codes in the attachment to this ordinance.

**SECTION 5.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance 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.