

ORDINANCE NO. 05-24

By: Jessica Saad

To authorize the Mayor and City Auditor to accept funding and enter into an agreement with the Mid-Ohio Regional Planning Commission pertaining to the Livingston Avenue Reconstruction Capital Improvement Project and to enter into a Capital Improvement Project Intergovernmental and Contribution Agreement with the City of Columbus relative to the Project; to authorize the City Auditor to appropriate funds received from MORPC for the Project including providing funding to the City of Columbus in their administration of the Project; to establish auditor certificates as needed and requested for the Project; and to, as necessary, authorize the Auditor to receive any unspent balance of funding deposited by Bexley to the City of Columbus for the Project

WHEREAS, Bexley has been awarded \$13,688,800 in grant funding from the Mid-Ohio Regional Planning Commission (“MORPC”), through their Attributable Funds program, for the completion of the Livingston Avenue Reconstruction Project (the “Project”); and

WHEREAS, The Cities of Bexley and Columbus have a long-standing collaborative relationship to facilitate the design, construction, and maintenance of capital improvements benefiting or spanning both jurisdictions. The corporate boundary between the City of Columbus and Bexley for the Project is located east of S. Gould Road. As part of the aforementioned Project, the Columbus and Bexley have agreed to the following improvements: partial reconstruction of the roadway; the addition of landscaped medians and left turns lanes on Livingston Avenue between Alum Creek Trail and Kellner Road; the construction of shared-use paths; the replacement of existing street lighting; the upgrade of storm water drainage components; the replacement of multiple signals; and the update of COTA stops. Bexley has agreed that the City of Columbus will manage the design and construction aspects of the Project; and

WHEREAS, The overall funding required for the project, based upon current estimates, is the sum of: 1) \$13,688,800, or the total amount awarded to Bexley by the Mid-Ohio Regional Planning Commission for completion of the Project; 2) \$1,667,226, which is Bexley’s portion of the Project match based upon a 33% proportional share of the required local share of \$5,052,200; and 3) \$3,368,133, which is Columbus’ proportional share of the required local share of \$5,052,200; and

WHEREAS, this ordinance authorizes the Mayor to enter into agreements with and to provide funding to the City of Columbus (“Columbus”) to support the completion of the Project. It also authorizes the Auditor’s Office to appropriate funds received from the Mid-Ohio Regional Planning Commission to provide funding to the City of Columbus to be spent on construction, construction administration, and construction inspection expenses for the Project;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY:

Section 1.

That the Mayor and Auditor are hereby authorized to accept funding and enter into an agreement with the Mid-Ohio Regional Planning Commission pertaining to the Livingston Avenue Reconstruction Capital Improvement Project.

Section 2.

That the Mayor and Auditor are further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance in conjunction with the recommendations of the City Engineer and Service Director, and approved as to form by the City Law Director, in accordance with all authority granted to and limitations upon by the City Finance Director.

Section 3.

That the Mayor and City Auditor are authorized to enter into a Capital Improvement Project Intergovernmental and Contribution Agreement with the City of Columbus relative to the Livingston Avenue Reconstruction Capital Improvement Project in a form substantially similar to that attached as "Exhibit A".

Section 4.

That the City Auditor is authorized to appropriate funds received from the Mid Ohio Regional Planning Commission for the Project, including providing funding to the City of Columbus in their administration of the project; and to establish auditor certificates as needed and requested for the Project.

Section 5.

That the Auditor is authorized to receive any unspent balance of funding deposited by Bexley to the City of Columbus for the Project.

Section 6.

That this ordinance shall go into effect and be in force from and after the earliest period allowed by law.

Passed: _____, 2024

Monique Lampke, President of Council

Attest: _____
Clerk of Council

Approved: _____, 2024

Benjamin J. Kessler, Mayor