



## Legislation Details (With Text)

**File #:** 3241-2022      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 11/15/2022      **In control:** Public Service & Transportation Committee

**On agenda:** 12/5/2022      **Final action:** 12/7/2022

**Title:** To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with ms consultants, inc. for the Roadway - Stormwater Design General Engineering project; to authorize the expenditure of up to \$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 3241-2022 Accounting Template.pdf

Date	Ver.	Action By	Action	Result
12/7/2022	1	CITY CLERK	Attest	
12/6/2022	1	MAYOR	Signed	
12/5/2022	1	COUNCIL PRESIDENT	Signed	
12/5/2022	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into a professional services contract with ms consultants, inc. in the amount of up to \$650,000.00 for the Roadway - Stormwater Design General Engineering project.

The intent of this project is to provide the City of Columbus, Department of Public Service, additional resources for engineering services for the design and investigation of regional stormwater basins and roadway drainage improvements.

The Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - Stormwater Design General Engineering contract. The project was formally advertised on the Vendor Services and Bonfire web sites from October 12, 2022, to November 9, 2022. The city received one (1) response. The proposal was deemed responsive and was fully evaluated when the Evaluation Committee met on November 10, 2022. The responding firm was:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/MBE/MBR/F1/AS1/PHC</u>
ms consultants, inc.	Columbus, OH	Majority

ms consultants, inc. received the highest score by the evaluation committee and will be awarded the Roadway - Stormwater Design General Engineering contract.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against ms consultants, inc.

### 2. CONTRACT COMPLIANCE

The contract compliance number for ms consultants, inc. is CC006998 and expires 12/28/2023.

### **3. FISCAL IMPACT**

Funding for this contract is available within Fund 7704, the Streets and Highways Bond Fund. An amendment to the 2022 Capital Improvement Budget and a transfer of cash is required to establish sufficient budget authority for the project. Funds are appropriated.

### **4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 18% as assigned by the City's Office of Diversity and Inclusion (ODI). After ODI's review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 18% for this contract. Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the "City's Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual" and in the "City of Columbus MBE/WBE Program Special Provision" that were part of the bid documents for this contract.

### **5. EMERGENCY DESIGNATION**

Emergency action is requested to expedite this contract to have additional resources in place for needed stormwater projects, to ensure the safety of the travelling public.

To amend the 2022 Capital Improvement Budget; to authorize the transfer of funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a professional services contract with ms consultants, inc. for the Roadway - Stormwater Design General Engineering project; to authorize the expenditure of up to \$650,000.00 from the Streets and Highways Bond Fund to pay for this contract; and to declare an emergency. (\$650,000.00)

**WHEREAS**, there is a need to enter into a professional services contract to provide for additional resources for engineering services for the design and investigation of regional stormwater basins and roadway drainage improvements; and

**WHEREAS**, the Department of Public Service, Office of Support Services, solicited Requests for Proposals for the Roadway - Stormwater Design General Engineering project; and

**WHEREAS**, ms consultants, inc. submitted the best overall proposal for this project; and

**WHEREAS**, it is necessary to enter into a contract with ms consultants, inc. for the provision of professional engineering consulting services described above in the amount of up to \$650,000.00; and

**WHEREAS**, it is necessary to authorize an amendment to the 2022 Capital Improvement Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for Council to authorize a transfer of funds within Fund 7704, the Streets and Highways Bond Fund, to establish sufficient cash to pay for the project; and

**WHEREAS**, this contract opportunity was submitted to the City's Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

**WHEREAS**, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 18% as assigned by the City's Office of Diversity and Inclusion (ODI); and

**WHEREAS**, after ODI's review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 18% for this contract; and

**WHEREAS**, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; 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 Director of Public Service to enter into contract with ms consultants, inc. in order to provide funding for the Roadway - Stormwater Design General Engineering to have additional resources in place for needed stormwater projects, to ensure the safety of the travelling public 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 2022 Capital Improvements Budget authorized by ordinance 1896-2022 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 / P530161-100195 / Roadway Improvements - Stormwater Regional Basins (Voted Carryover) / \$2,338,068.00 / (\$650,000.00) / \$1,688,068.00

7704 / P531067-100000 / Roadway - Stormwater Design General Engineering (Voted Carryover) / \$0.00 / \$650,000.00 / \$650,000.00

**SECTION 2.** That the transfer of \$650,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P530161-100195 (Roadway Improvements - Stormwater Regional Basins), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P531067-100000 (Roadway - Stormwater Design General Engineering), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Service be, and hereby is, authorized to enter into a professional services contract with ms consultants, inc. at 2221 Schrock Road, Columbus, Ohio 43229, for the Roadway - Stormwater Design General Engineering project in an amount up to \$650,000.00.

**SECTION 4.** That the expenditure of \$650,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P531067-100000 (Roadway - Stormwater Design General Engineering), 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.