



City Of Columbus
Mayor Michael B. Coleman

Public Service Department

Mark Kelsey, Director

MEMORANDUM

TO: Mark Kelsey
Public Service Director

FROM: Randall J. Bowman, P.E.
Interim Administrator/City Engineer

SUBJECT: Morse Road Railroad Bridges

ORD #: 0972-2007

DATE: June 20, 2007

This memorandum is a recommendation for construction contractor selection and processing the construction legislation for the Morse Road Railroad Bridges Project.

Summarized History: This project is part of the Morse Road Corridor Improvements.

Scope: The project scope includes minor concrete patching and painting two railroad bridges over Morse Road.

Reason for Request: This project is necessary to continue the Morse Road Improvements and fulfills commitments made to the citizens of the Northland area.

Fiscal Impact: The project cost will be paid for with funds from the 2006 Capital Improvement Budget.

Schedule: This project was bid on May 10, 2007. The contract length is 30 days. The Notice to Proceed is expected on or around August 1, 2007.

Construction Cost: The Engineer's Estimate was \$207,022.26.

Bidding Information:

Bidders

The Righter Company
360 Construction Company

Bid Amount

\$337,255.60
440,873.84

614-645-8290
614-645-6400
614-645-7620
614-645-8376

Director's Office
Parking Violations Bureau
Refuse Collection Division
Transportation Division

90 West Broad Street, 3rd Floor, Columbus, OH 43215-9009
400 W. Whittier Street, Columbus, OH 43215-5036
2100 Alum Creek Drive, Columbus, OH 43207-1714
109 North Front Street, 3rd Floor, Columbus, OH 43215-9023

FAX: 614-645-7805
FAX: 614-645-7357
FAX: 614-645-3053
FAX: 614-645-6938

To aid in your review of this recommendation find attached the following:

1. Proposal Checklist,
2. State Auditor forms regarding tax liens for company and individual who signed on behalf of the company,
3. A map of the limits of the project,
4. EBO Statistics Form,
5. A bid tabulation,
6. Quality Contractor Evaluation.

A bid tabulation was completed for two bidders.

Request Detail:

With reference to bids received on May 10, 2007, I wish to make the following recommendation for the subject improvement:

Award be made to the most responsive and responsible bidder, The Righter Company, 2424 Harrison Road, Columbus, Ohio 43204 for their bid of \$337,255.60, which is \$130,233.35 over the Engineer's estimate of \$207,022.26.

The Transportation Division has determined that this bid is acceptable, even though it is \$130,233.35 over the engineer's estimate. The bid was over the engineer's estimate due to an undervalued amount of maintenance of traffic in the consultants estimate. The City could re-bid this project however the results are expected to be the same. The City has identified the funding required for this project.

Emergency Action: Emergency action is necessary in order to meet a scheduled construction start date of August 1, 2007.

If you have any questions, please call Randy Bowman at 645-2464.

RJB/DR/KS/CLW/ab
Attachment(s)

cc: David Mackey, P.E., Interim Assistant Administrator
File

**TRANSPORTATION DIVISION
PROPOSAL CHECKLIST**

Project Name: Morse Road Railroad Bridges

Contractor: The Righter Co, Inc

CK	TASK	PAGE
<input checked="" type="checkbox"/>	Type of Proposal Guaranty and amount (expressed in dollars)	P-26
<input checked="" type="checkbox"/>	Name and address of bidder	P-26
<input checked="" type="checkbox"/>	Unit Price and Lump Sum bid sheets completed	
<input checked="" type="checkbox"/>	Contract Compliance No.on bid sheets, or completed application for certification attached	
<input checked="" type="checkbox"/>	Bid totaled	
<input type="checkbox"/>	Receipt of Addenda acknowledged	P-27
<input checked="" type="checkbox"/>	Proposal signed and dated by authorized person	P-27
<input type="checkbox"/>	Qualifications and Resources of bidder completed	P-28
<input type="checkbox"/>	Proposed subcontractor information completed	P-28, 29
<input checked="" type="checkbox"/>	Non-Collusion Affidavit completed and notarized	P-30
<input type="checkbox"/>	Proposal Guaranty (attached bond or certified check)	
<input checked="" type="checkbox"/>	Proposal Affidavit completed and notarized (if contractor other than sole proprietor)	P-36
<input checked="" type="checkbox"/>	Check for any tax liens on the construction company and affiant from the following website: www.auditor.state.oh.us/WhatsNew/FFR/Certified/default.aspx Print and initial to submit with contract recommendation memo and make a copy for the file folder.	

IF PROPOSAL BOND

CK	TASK	PAGE
<input checked="" type="checkbox"/>	Bond form completed (must show dollar amt., not %)	P-32
<input checked="" type="checkbox"/>	Signature of Bidder and Surety affidavit	P-32
<input checked="" type="checkbox"/>	Authority of Agent to bind Surety attached	P-33
<input checked="" type="checkbox"/>	Financial Statement of Surety attached (Section 3929.01)	P-34
<input checked="" type="checkbox"/>	Current State of Ohio Dept. of Insurance Certificate of Compliance. If expired call 644-3242 or 644-2658, or check online at www.ohioinsurance.gov	P-35

IF CERTIFIED CHECK

CK	TASK	PAGE
	Certified Check payable to "Treasurer -City of Columbus, Ohio" attached	

CHECKED BY: CW



AUDITOR OF STATE

STATE OF OHIO

Office of Auditor of State
 88 East Broad Street
 Post Office Box 1140
 Columbus, OH 43216-1140
 (614) 466-4514
 (800) 282-0370

Auditor of State - Unresolved Findings for Recovery Certified Search

I have searched The Auditor of State's unresolved findings for recovery database using the following criteria:

Contractor's Information:

Name: ferguson, tracy

Date: 05/15/2007

This search produced the following list of possible matches:

4 Possible matches were found

Name/Organization	Address
Jeffers, Marilyn	8411 Stout Road Circleville, OH 43113
Jeffers, Ralph	6690 State Route 7 South Gallipolis, OH 45631
Shafer, Richard	
Shafer, Mary	3017 Main Street Kingsville, OH 44048

The above list represents possible matches for the search criteria you entered. Please note that pursuant to ORC 9.24, only the person (which includes an organization) actually named in the finding for recovery is prohibited from being awarded a contract.

If the person you are searching for appears on this list, it means that the person has one or more findings for recovery and is prohibited from being awarded a contract described in ORC 9.24, unless one of the exceptions in that section apply.

If the person you are searching for does not appear on this list, an initialed copy of this page can serve as documentation of your compliance with ORC 9.24(E).

Please note that pursuant to ORC 9.24, it is the responsibility of the public office to verify that a person to whom it plans to award a contract does not appear in the Auditor of State's database. The Auditor of State's office is not responsible for inaccurate search results caused by user error or other circumstances beyond the Auditor of State's control.



AUDITOR OF STATE

STATE OF OHIO

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Auditor of State - Unresolved Findings for Recovery Certified Search

I have searched The Auditor of State's unresolved findings for recovery database using the following criteria:

Contractor's Information:

Organization: Righter Company
Date: 05/15/2007

This search produced the following list of possible matches:

0 Possible matches were found

Name/Organization	Address
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The above list represents possible matches for the search criteria you entered. Please note that pursuant to ORC 9.24, only the person (which includes an organization) actually named in the finding for recovery is prohibited from being awarded a contract.

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Auditor of State - Unresolved Findings for Recovery Certified Search

I have searched The Auditor of State's unresolved findings for recovery database using the following criteria:

Contractor's Information:

Name: Nadolson, Bradley
Organization: Righter Company
Date: 05/15/2007

This search produced the following list of possible matches:

3 Possible matches were found

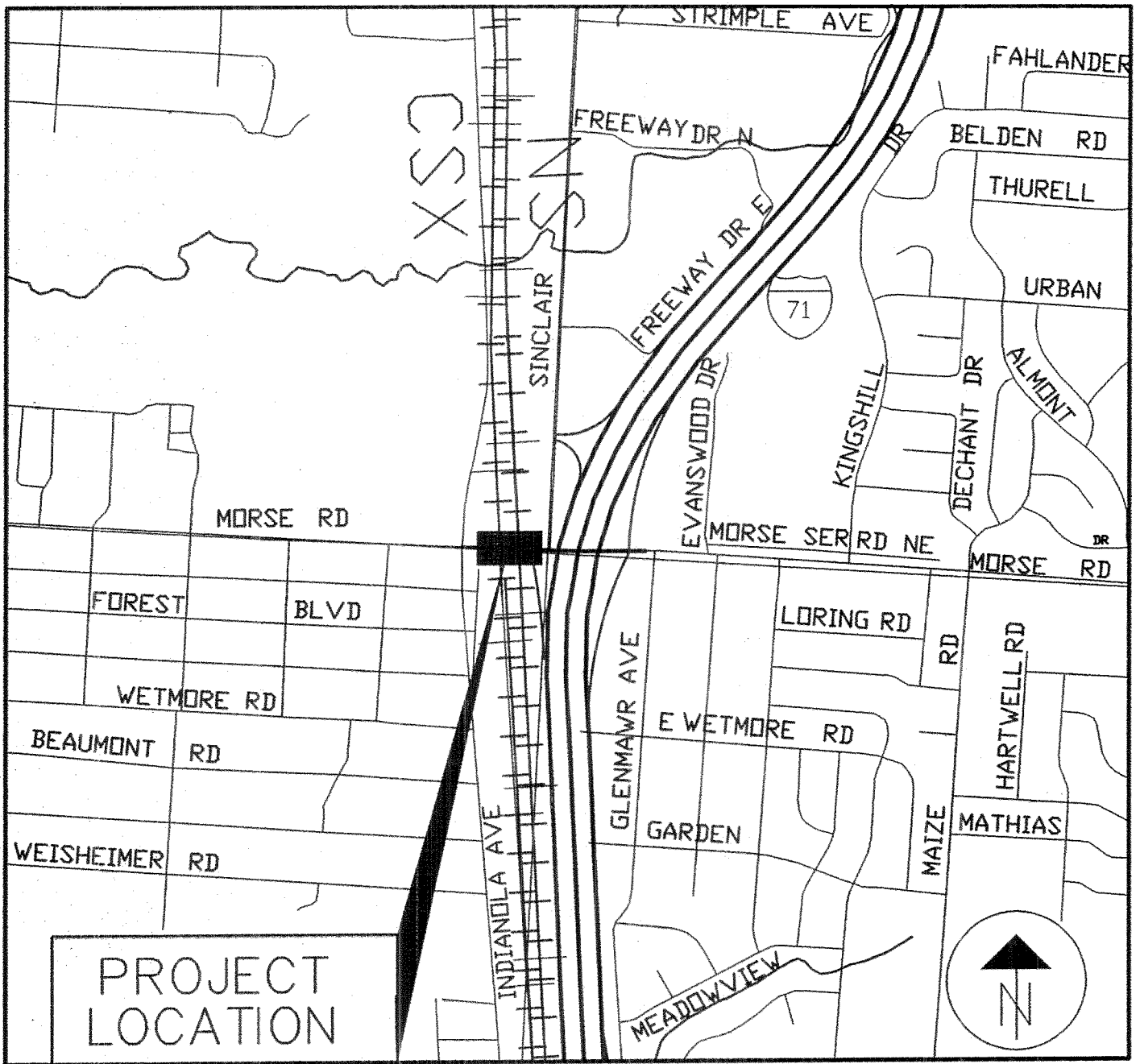
Name/Organization	Address
Berry, B.Bradley	1617 E. Henry Clay Avenue Ft. Wright, KY 41011
Hill, Debra	2907 Kings Corners Road Lexington, OH 44904
Michael, Debra	31633 Minersville Road Racine, OH 45771

The above list represents possible matches for the search criteria you entered. Please note that pursuant to ORC 9.24, only the person (which includes an organization) actually named in the finding for recovery is prohibited from being awarded a contract.

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LOCATION MAP

CITY OF COLUMBUS
PUBLIC SERVICE DEPARTMENT
TRANSPORTATION DIVISION
MORSE ROAD RAILROAD BRIDGES
Date: June 20, 2007

Information regarding the status of a company may be accessed on the City of Columbus Internet, Equal Business Opportunity, Certified Businesses. You will find two lists, Certified, and Registered. Please indicate the company's EBO status and which list they were on.

No bids with a <10% differential Bid(s) with a less than 10% differential (see specific bids)

Low Bid: The Righter Company, Amount of Bid: \$ 337,255.60

SUB-CONTRACTOR	%	MBE	FBE	CERTFD	REGSTR
The Righter Company	58	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Martin Painting and Coating Co.	42	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Second Bid: 360 Construction Company, Amount of Bid: \$ 440,873.84

Less than 10% difference from low bid

SUB-CONTRACTOR	%	MBE	FBE	CERTFD	REGSTR
360 Construction Company, Inc.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vasta Construction Company, Inc.	9.9	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Paul Peterson Company, Inc.	2.1	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Armstrong Steel Erectors, Inc.	2.3	<input type="checkbox"/>	X	X	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Third Bid:

Less than 10% difference from low bid

SUB-CONTRACTOR	%	MBE	FBE	CERTFD	REGSTR
	5	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	2	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MORSE ROAD RAILROAD BRIDGES

BID TABULATION

BID OPENING: May 10, 2007

Engineer's Estimate

360 CONSTRUCTION COMPANY
9110 GEORGE AVENUE
CLEVELAND, OHIO 44105

THE RIGHTER COMPANY
2424 HARRISON ROAD
COLUMBUS, OHIO 43204

NO	ITEM	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
STRUCTURE OVER 20 FEET										
1	509	REINFORCING STEEL, REPLACEMENT OF EXISTING REINFORCING STEEL, AS PER PLAN	200	POUND	2.75	\$ 550.00	\$7.88	\$1,576.00	\$5.00	\$1,000.00
2	512	CONCRETE REPAIR BY EPOXY INJECTION	109	FT	75.00	\$ 8,175.00	\$63.00	\$6,867.00	\$100.00	\$10,900.00
3	514	SURFACE PREPARATION OF EXISTING STRUCTURAL STEEL, AS PER PLAN	8740	SQ FT	7.00	\$ 61,180.00	\$30.00	\$262,200.00	\$8.00	\$69,920.00
4	514	FIELD PAINTING OF EXISTING STRUCTURAL STEEL, PRIME COAT, AS PER PLAN	7797	SQ FT	1.65	\$ 12,865.05	\$2.00	\$15,594.00	\$3.00	\$23,391.00
5	514	FIELD PAINTING STRUCTURAL STEEL, INTERMEDIATE COAT, AS PER PLAN	8740	SQ FT	1.65	\$ 14,421.00	\$2.00	\$17,480.00	\$2.00	\$17,480.00
6	514	FIELD PAINTING STRUCTURAL STEEL, FINISH COAT, AS PER PLAN	8740	SQ FT	1.65	\$ 14,421.00	\$2.00	\$17,480.00	\$2.00	\$17,480.00
7	514	GRINDING FINIS, TEARS, SLIVERS ON EXISTING STRUCTURAL STEEL	10	MANHOURL	75.00	\$ 750.00	\$140.00	\$1,400.00	\$100.00	\$1,000.00
8	514	FINAL INSPECTION REPAIR	7	EACH	525.00	\$ 3,675.00	\$500.00	\$3,500.00	\$100.00	\$700.00
9	517	RAILING, PIPE, AS PER PLAN	32	FT	150.00	\$ 4,800.00	\$288.75	\$9,240.00	\$75.00	\$2,400.00
10	519	PATCHING CONCRETE STRUCTURE, AS PER PLAN	430	SQ FT	60.00	\$ 25,800.00	\$63.00	\$27,090.00	\$125.00	\$53,750.00
11	843	PATCHING CONCRETE SURFACES WITH TROWELABLE MORTAR	38	SQ FT	65.00	\$ 2,470.00	\$94.50	\$3,591.00	\$125.00	\$4,750.00
12	864	SEALING OF CONCRETE SURFACES (EPOXY), AS PER PLAN	473	SQ YD	15.00	\$ 7,095.00	\$16.80	\$7,946.40	\$25.00	\$11,825.00
13	201	CLEARING AND GRUBBING, AS PER PLAN	LUMP	SUM		\$5,000.00		\$2,000.00		\$4,000.00
14	614	MAINTAINING TRAFFIC, AS PER PLAN	LUMP	SUM		\$20,000.00		\$18,430.00		\$75,000.00
15	624	MOBILIZATION	LUMP	SUM		\$6,000.00		\$5,000.00		\$10,000.00
16	SPEC	BOND SIGN	2	EACH	\$500.00	\$ 1,000.00	\$700.00	\$1,400.00	\$1,500.00	\$3,000.00
SUB-TOTAL:						\$188,202.05		\$400,794.40		\$306,596.00
17	SPEC	FORCE ACCOUNT (10% OF SUBTOTAL)	LUMP	SUM		\$18,820.21		\$40,079.44		\$30,659.60
TOTAL:						\$207,022.26		\$440,873.84		\$337,255.60
CONTRACTOR'S TOTAL								\$440,873.40		\$337,255.60

LOW BIDDER: THE RIGHTER COMPANY \$337,255.60

* Low bidder based on price only. Does not include modifications for Quality Contractor calculations. This does not constitute a recommendation to award, it is merely a collection of numbers from the bid opening

**CITY OF COLUMBUS
 BID EVALUATION FORM
 (FOR CONTRACTS OVER \$20,000)**

Department of Public Service				Project: Morse Road Railroad Bridges
Division: Transportation				Funding Source: Bid Opening Date: 10-May-07
	Engineer's Estimate: \$	207,022.26		
	Low Bid at Opening: \$	337,255.60		
	Non-Local Low Bid at Opening: \$	440,873.84		
Company Name: The Righter Company		360 Construction Company		
	Original Bid Amount: \$	337,255.60	\$	440,873.84
	Local Company?	Yes		No
FACTORS				
Tier I - Mandatory Factors (must have yes for all for bid to qualify)				
M-1	Bid is responsive and meets technical requirements met: affidavit signed (yes needed)	yes		yes
M-2	Bidder is compliant with city taxes on payroll and net profits (yes needed)	yes		yes
M-3	Bidder will make financial statements available upon request (yes needed)	yes		yes
M-4	Bidder is currently debarred from doing business with a govt. contracting agency (no needed)	no		no
M-5	Bidder and proposed subcontractors hold valid and applicable licenses and certifications (yes needed)	yes		yes
M-6	Bidder and proposed subcontractors have a valid contract compliance no. or application is attached (yes needed)	yes		yes
	<i>Proceed to Tier II?</i>	yes		yes
Tier II - Creditable Factors (each yes answer gives 1% credit)				
C-1	Bidder is eligible for local business credit (yes gives credit)	yes		no
C-2	Bidder is eligible for local workforce credit (yes gives credit)	yes		no
C-3	Bidder is eligible for quality training contractor credit (yes gives credit)	no		yes
C-4	Bidder is eligible for health insurance credit (yes gives credit)	yes		yes
C-5	Bidder is eligible for retirement or pension plan credit (yes gives credit)	yes		yes
	Total Credits (cannot exceed \$20,000 per factor or \$100,000 in total)	4.00%		3.00%
	Dollar Value of Credits	\$ 14,526.41		\$ 10,117.67
	Bid Total:	\$ 322,729.19		\$ 430,756.17
	Low Bid Dollar Amount After Credits	\$ 322,729.19		
	Percent Over Low Bid:	0.000%		33.473%
	Fundamentally Equivalent Bid ('i.e., within 10% of low bid after credits)	yes		no
	Proceed to Tier III?	yes		no

**CITY OF COLUMBUS
 BID EVALUATION FORM
 (FOR CONTRACTS OVER \$20,000)**

Department of Public Service			
Division:	Transportation	Project:	Morse Road Railroad Bridges
Engineer's Estimate:	\$ 207,022.26	Funding Source:	
Low Bid at Opening:	\$ 337,255.60	Bid Opening Date:	10-May-07
Non-Local Low Bid at Opening:	\$ 440,873.84		

Tier III - History Experience Factors	Company Name:	The Righter Company	360 Construction Company
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HE-1 Bidder has a record of non-compliance with the requirements of the City's affirmative action programs (yes gives debit)	no	no	
HE-2 Bidder has a record of non-compliance with all federal, state and local affirmative action programs (yes gives debit)	no	no	
HE-3 Bidder has a record of successful claims against performance bonds (yes gives debit)	no	no	
HE-4 Bidder has a record of liquidated damages paid within the last 3 years (yes gives debit)	no	no	
HE-5 Bidders principals or principal employees of bidder have record of fraud, collusion, etc. (yes gives debit)	no	no	
HE-6 Bidder has been debarred from doing business with govt. agency(s) in past 3 years (yes gives debit)	no	no	
HE-7 Bidder has a record, within the past 3 years, of violations with the following:			
A. Fair Labor Standards Act (yes gives debit)	no	no	
B. Prevailing Wage Laws (yes gives debit)	no	no	
C. Unemployment Compensation Laws (yes gives debit)	no	no	
D. Workers Compensation Laws (yes gives debit)	no	no	
HE-8 Bidder has a record of "willful" or "serious" OSHA violations within the past 3 years (yes gives debit)	no	no	
HE-9 Bidder has a health and safety plan that is compliant with current OSHA standards (no gives debit)	yes	yes	
HE-10 Bidder qualifies for a Bureau of Workers Compensation Experience Modification Rating, less than 1.00 (no gives debit)	yes	no	
HE-11 Bidder has a record of Environmental Protection Agency violations (yes gives debit)	yes	no	
HE-12 Bidder has supplied satisfactory information on last three completed projects (no gives debit)	yes	yes	
Total Negative History and Experience Factors:		0	-1
A negative score in tier III may result in further investigation of bid. If merited			
Bid Investigated with satisfactory outcome?			
	yes		yes

Tier IV - Resource Factors			
Note: Tier IV entails examining resource factors of bidder specific to the project for which the bid was solicited. The field of eligible bidders will be determined through application of Tiers I through III. In Tier IV, a review of the remaining bidders' resource factors will be conducted, following which, the City will select a contractor (s).			
R1 Bidder has identified adequate equipment for this project (yes gives one point credit)	yes	yes	
R2 Bidder has identified an adequately experienced management for this project (yes gives one point credit)	yes	yes	
R3 Bidder has identified an adequately experienced workforce for this project (yes gives one point credit)	yes	yes	
R4 Bidder has indentified safety personnel for this project (yes gives one point credit)	yes	yes	
R5 Bidder has identified top five current public or private projects currently in progress (yes gives one point credit)	yes	yes	
Total Number of "Yes" Answers	5	5	

Division's Recommendation:	The Righter Company
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J:\Project\MyFile-Construct\063 Responsible Contractor Evaluation\Template.xls