



## Legislation Details (With Text)

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<b>File #:</b>	1983-2023	<b>Version:</b>	1
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	6/26/2023	<b>In control:</b>	Public Utilities Committee
<b>On agenda:</b>	7/17/2023	<b>Final action:</b>	7/21/2023
<b>Title:</b>	To authorize an amendment to the 2023 Capital Improvement Budget; to authorize a transfer of cash and appropriation between projects within the Electricity Bond Fund; to appropriate funds within the Electricity Special Assessment Fund; to authorize the Director of Public Utilities to enter into a construction contract with Danbert Electrical Corporation for the Street Lighting Improvements for the Freeway & Kingshill Street Lighting project; to authorize the expenditure of up to \$1,204,245.95 from the Electricity Bond Fund and the Electricity Special Assessment Fund for the contract; and to declare an emergency. (\$1,204,245.95)		
<b>Sponsors:</b>			
<b>Indexes:</b>	MBE Participation		
<b>Code sections:</b>			
<b>Attachments:</b>	1. ORD 1983-2023 Utilization, 2. ORD 1983-2023 Accounting Template		

Date	Ver.	Action By	Action	Result
7/21/2023	1	CITY CLERK	Attest	
7/20/2023	1	ACTING MAYOR	Signed	
7/17/2023	1	COUNCIL PRESIDENT	Signed	
7/17/2023	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Utilities to enter into a construction contract with Danbert Electrical Corporation for the Street Lighting Improvements for the Freeway & Kingshill Street Lighting project, CIP #670848-100000, in an amount up to \$1,202,245.95, and to pay the Department of Public Service to perform prevailing wage services for the project in an amount up to \$2,000.00.

This project will construct the Freeway & Kingshill Street Lighting project. The Street Lighting Improvements for the project consist of the installation of street lighting on Kingshill Dr from Morse Rd. to Sailing Ct. and Fon Sailing Dr. from Sailing Ct to Ilo Dr. and on Ilo Dr. from Woodward Park to Thurell Rd. and on Norma Dr. from Thurell Rd. to Karl Rd. and on Atwater Dr. from Norma Dr. to Urban Dr. and on Urban Dr. from Kingshill Dr. to Colonel Perry Dr. and on Almont Dr. to McFadden Rd and on Maize Rd and from Morse Rd to Almont Dr. This is a 3-wire underground street lighting system to be installed with 129 poles and LED luminaries.

The Community Planning Area is 35 - Northland.

### 2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT

The installation of LED lighting within the project area would provide both an additional sense of safety and security to the residents. This may also deter criminal activity, which would lessen the financial impact on city resources such as the Police and Fire departments.

### 3. CONSTRUCTION CONTRACT AWARD

An Invitation for Bids for the Freeway & Kingshill Street Lighting project was advertised on the Vendor Services and Bid

Express websites from 3/2/2023 through 4/12/2023. Four bids were received for the project and were opened on 4/12/2023. The following companies submitted bids:

<u>Company</u>	<u>Bid Amount</u>	<u>Compliance Number</u>	<u>ODI Status</u>
Danbert Electric Corp	\$1,202,245.95	CC-023222	MAJ
Complete General Construction	\$1,281,287.74	CC-006056	MAJ
US Utility Contractor	\$1,553,962.20	CC-006739	WBE
Miller Cable Company	\$1,619,200.00	CC-006715	MAJ

The Danbert Electric Corp bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$1,202,245.95.

#### 4. CONTRACT COMPLIANCE INFORMATION

Danbert Electrical Corporation's contract compliance number is CC-023222 and expires 7/23/2023.

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

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. ODI determined there was not an opportunity for MBE/WBE participation in this contract and did not assign a goal. This contract was not bid with a City of Columbus MBE/WBE Program goal and the requirements of the City's MBE/WBE Program are not applicable to this contract.

Danbert Electrical Corporation is classified as a majority company by ODI. Two subcontractors are expected to be used on this contract, one of which is certified by ODI as an MBE company. It is anticipated that 1.84% of the contract spend will be with the MBE company.

<u>Company Name</u>	<u>City/State</u>	<u>ODI Certification Status</u>
Garcia Surveyors, Inc.	Columbus, OH	MBE
Danbert, Inc,	Plain City, OH	MAJ

#### 6. PRE-QUALIFICATION STATUS

Danbert Electrical Corporation and all subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

#### 7. EMERGENCY DESIGNATION

Emergency designation is requested for this ordinance. This project will enhance public safety by deterring crime in the project area by illuminating the streets and sidewalks thus deterring crime and creating a safer environment for pedestrians in the area with oncoming traffic.

#### 8. FISCAL IMPACT

A special assessment note in the amount of \$382,000.00 was issued to fund the current estimated cost to the residents for this project, including the cost of construction, construction administration, and construction inspection. These funds have been received and deposited into the Electricity Special Assessment Fund, Fund 6312. All of these funds will be applied to the construction contract since the expense for construction administration and inspection was previously legislated entirely with Department of Public Utilities funds. These funds will need to be appropriated.

Funding in the amount of \$820,245.95 needed for the balance of the construction for this project is available and appropriated within the Electricity Bond Fund, Fund 6303. An amendment to the 2023 Capital Improvement Budget is needed to align budget authority with the proper project. Amendments to the 2023 Capital Improvement Budget are contingent upon approval of the 2023 Capital Improvement Budget. A transfer of cash and appropriation between projects within Fund 6303 is also needed to align cash and appropriation with the proper project.

To authorize an amendment to the 2023 Capital Improvement Budget; to authorize a transfer of cash and appropriation between projects within the Electricity Bond Fund; to appropriate funds within the Electricity Special Assessment Fund;

to authorize the Director of Public Utilities to enter into a construction contract with Danbert Electrical Corporation for the Street Lighting Improvements for the Freeway & Kingshill Street Lighting project; to authorize the expenditure of up to \$1,204,245.95 from the Electricity Bond Fund and the Electricity Special Assessment Fund for the contract; and to declare an emergency. (\$1,204,245.95)

**WHEREAS**, the Department of Public Utilities is engaged in the Street Lighting Improvements for the Freeway & Kingshill Street Lighting project; and

**WHEREAS**, four bids for the Street Lighting Improvements for the Freeway & Kingshill Street Lighting project were received and opened on 4/12/23; and

**WHEREAS**, the lowest, best, most responsive and responsible bid was from Danbert Electrical Corporation; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to enter into a construction contract with Danbert Electrical Corporation for the Street Lighting Improvements for the Freeway & Kingshill Street Lighting project; and

**WHEREAS**, the 2023 Capital Improvements Budget must be modified to align budget authority with the proper project; and

**WHEREAS**, a transfer of funds and appropriation within the Electricity Bond Fund, Fund 6303, is needed to align cash and appropriation with the proper project; and

**WHEREAS**, it is necessary to appropriate funds within the Electricity Special Assessment Fund, Fund 6312; and

**WHEREAS**, it is necessary to authorize an expenditure of funds from the Electricity Bond Fund, Fund 6303, and the Electricity Special Assessment Fund, Fund 6312, to pay for the contracted services and for prevailing wage services for the project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to execute the contract to enhance public safety by deterring crime in the project area, by illuminating the streets and sidewalks thus deterring crime and creating a safer environment for pedestrians in the area with oncoming traffic, 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 2023 Capital Improvements Budget authorized by Ordinance 1711-2023 be amended as follows to establish sufficient budget authority for this project:

<u>Fund / Project Number / Project Name (Funding Source) / Current Authority/ Revised Authority / Change</u>
6303 / 670878-100001 / Smart Lighting Phase One (Voted Electricity Carryover) / \$733,922.00 / (\$733.922.00) / (\$733.922.00)
6303 / 670868-100001/ POWER GENERAL ENGINEERING SERVICES (2021 - 2024) / \$1,125,000.00 / \$1,038,676.00 / (\$86,325.00)
6303 / 670848-100000 / Freeway & Kingshill Street Lighting (Voted Electricity Carryover) / \$201,851.00 / \$1,022,097.00 / \$822,246.00

**SECTION 2.** That the transfer of \$822,245.95, or so much thereof as may be needed, is hereby authorized between projects within the Electricity Bond Fund, Fund 6303, per the account codes in the attachment to this ordinance.

**SECTION 3.** 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, 2023, the sum of

\$382,000.00 is appropriated in Fund 6312 (Electricity Special Assessment Fund) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Utilities is hereby authorized to enter into a construction contract for the Street Lighting Improvements for the Freeway & Kingshill Street Lighting project with Danbert Electrical Corporation, 7991 Memorial Dr. Plain City, Ohio, 43064, in an amount up to \$1,202,245.95; in accordance with the terms and conditions of the contract on file in the Department of Public Utilities; and to obtain the necessary prevailing wage services from the Department of Public Service and to pay up to a maximum amount of \$2,000.00 for them.

**SECTION 5.** That the expenditure of \$1,204,245.95, or so much thereof as may be needed, is hereby authorized to pay for this contract per the accounting codes in the attachment to this ordinance.

**SECTION 6.** 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 7.** 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 8.** 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 9.** That for the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is 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 (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.