



## Legislation Details (With Text)

**File #:** 0029-2023      **Version:** 1

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

**File created:** 12/21/2022      **In control:** Public Service & Transportation Committee

**On agenda:** 1/30/2023      **Final action:** 2/1/2023

**Title:** To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with Toole Design Group in connection with the Operation Sidewalks - School Sidewalks - Eastland project; to authorize the expenditure of up to \$35,000.00 from the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$35,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 0029-2023 Accounting Template

Date	Ver.	Action By	Action	Result
2/1/2023	1	CITY CLERK	Attest	
1/31/2023	1	MAYOR	Signed	
1/30/2023	1	COUNCIL PRESIDENT	Signed	
1/30/2023	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to modify a professional services contract with Toole Design Group for the Operation Sidewalks - School Sidewalks - Eastland project.

Ordinance 2618-2018 authorized the Director of Public Service to enter into a professional services contract with Toole Design Group for the Operation Sidewalks - School Sidewalks - Eastland project. The intent of the project is to provide the City of Columbus, Department of Public Service, with continuing, contractual access to additional resources that are necessary to perform professional engineering and survey services as well as provide technical expertise for the Department to implement sidewalk projects to provide improved pedestrian access to schools. The Operation Sidewalks - School Sidewalks - Eastland project will install sidewalk along streets surrounding Independence High School and Liberty Elementary School.

Ordinance 2329-2021 authorized additional design elements that were not included under the original scope of services. The elements in the modification were not known until the design was underway and additional information was made available to the design team and the City through the Preliminary Alignment.

This second modification includes design of a detour and associated MOT plan sheets and additional R/W sheets and legals beyond the original scope. This work directly pertains to and is a part of the design already underway by the consultant therefore it is more cost effective to modify the existing contract than to bid this part of the work.

The original contract amount:	\$520,000.00	(PO146200, Ord. 2618-2018)
The total of Modification No. 1:	\$ 90,000.00	(PO293446, Ord. 2329-2021)
The total of Modification No. 2:	<u>\$ 35,000.00</u>	<u>(This Ordinance)</u>
The contract amount including all modifications:	\$645,000.00	

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no

findings against Toole Design Group.

## 2. CONTRACT COMPLIANCE

The contract compliance number for Toole Design Group. is WBE000315 and expires 10/17/2024.

## 3. FISCAL IMPACT

Funding in the amount of \$35,000.00 is available within the Streets and Highways Bond Fund, Fund 7704 within the Department of Public Service. An amendment to the 2022 Capital Improvements Budget is necessary to align funding for these project expenditures. Funds are appropriated.

## 4. EMERGENCY DESIGNATION

Emergency action is requested to complete the project in a timely manner and prevent delays in the project schedule to preserve the safety of the public.

To amend the 2022 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with Toole Design Group in connection with the Operation Sidewalks - School Sidewalks - Eastland project; to authorize the expenditure of up to \$35,000.00 from the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$35,000.00)

**WHEREAS**, contract no. PO146200 with Toole Design Group, in the amount of \$520,000.00, was authorized by ordinance no. 2618-2018; and

**WHEREAS**, modification 1, contract no. PO293446 with Toole Design Group, in the amount of \$90,000.00, was authorized by ordinance no. 2329-2021; and

**WHEREAS**, it has become necessary to authorize modification 2 of the contract in an amount up to \$35,000.00 and provide additional funds for the Operation Sidewalks - School Sidewalks - Eastland project; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to provide funding for project expenditures; and

**WHEREAS**, it is necessary to expend funds relative to the project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to enter into a contract modification with Toole Design Group to prevent delays in the project schedule to preserve the safety of the 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 1986-2022 be amended to establish sufficient authority for this project:

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

7704 / P590955 - 920059 / Operation Safewalks - School Sidewalks - Refugee (Noe Bixby to Blue Moon) (Voted Carryover) / \$1,000,713.00 / (\$35,000.00) / \$965,713.00

7704 / P590955 - 100059 / Operation Sidewalks - School Sidewalks - Eastland (Voted Carryover) / \$0.00 / \$35,000.00 / \$35,000.00

**SECTION 2.** That the Director of Public Service be, and hereby is, authorized to enter into a contract modification with Toole Design Group at 886 North High Street, Suite 300, Columbus, Ohio 43215, for the Operation Sidewalks - School

Sidewalks-Eastland project in the amount of \$35,000.00, or so much thereof as may be needed, in accordance with the plans and specifications on file in the Department of Public Service, which are hereby approved.

**SECTION 3.** That the expenditure of \$35,000.00, 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 P590955 - 100059 (Operation Sidewalks - School Sidewalks - Eastland), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** 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 5.** 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 6.** 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 7.** 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.