



## Legislation Details (With Text)

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**File #:** 0436-2023      **Version:** 1

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

**File created:** 2/1/2023      **In control:** Recreation & Parks Committee

**On agenda:** 4/3/2023      **Final action:** 4/5/2023

**Title:** To authorize the Director of Recreation and Parks to enter into contract with Orchard, Hiltz and McCliment for the Marion Franklin and Tuttle Swimming Pools Replacement Design Project; to authorize the appropriation of \$420,000.00 within the CDBG Fund in accordance with the Draft FY 2023 Annual Action Plan as approved by Council; to authorize the transfer of \$1,555,699.00 within the Recreation and Parks Voted Bond Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$1,975,699.00 from the CDBG Fund and Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$1,975,699.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Legislation - Marion Franklin and Tuttle Pool Replacements - Design - FINAL - ATTACHMENT

Date	Ver.	Action By	Action	Result
4/5/2023	1	CITY CLERK	Attest	
4/4/2023	1	MAYOR	Signed	
4/3/2023	1	COUNCIL PRESIDENT	Signed	
4/3/2023	1	Columbus City Council	Approved	Pass

**Background:** This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with Orchard, Hiltz and McCliment DBA OHM for the Marion Franklin and Tuttle Pools Replacement Design Project. The contract amount is \$1,639,699.00, with a permitting allocation of \$36,000.00 and a contingency of \$300,000.00, for a total of \$1,975,699.00 being authorized by this ordinance.

After serving the City of Columbus for more than fifty years, the pools at both Marion Franklin and Tuttle Parks need to be replaced in order to function in an efficient and safe manner. The bathhouse at Marion Franklin, which was built in 2016, will undergo renovation and the bath house at Tuttle will be replaced along with the pedestrian bridge that connects the parking lot to the pool. Both pools will be more inclusive to persons with various abilities and meet the requirements obtained by the public outreach activities which are part of the Columbus Recreation and Parks Aquatics Capital Improvement Plan.

Both pools, in their current configuration, are limiting as far as programming is concerned based on their amenities. It is the intent of the design to increase the capacity for programs and to increase attendance. Design is anticipated to begin in April 2023. We anticipate delivering this project with a Construction Manager at Risk (CMAR) procurement process. Purchasing of Pools materials will begin in early 2024 and construction activities will start at each location in 2024 at the conclusion of the aquatics season.

**Vendor Bid/Proposal Submissions (ODI designation status):**

Proposals were advertised through Vendor Services, in accordance with City Code Section 329, on November 9, 2022 and received by the Recreation and Parks Department on December 8, 2022. Proposals were received from the following

companies:

Orchard, Hiltz and McCliment (MAJ)  
Meyers and Associates (MAJ)  
MSA Design (MAJ)  
Dynotec, Inc. (MBE)  
Schooley Caldwell (MAJ)

Of note, professional services contracts are quality based selections and not based on price. Costs were not requested nor where they part of this evaluation.

In accordance with City Code, a selection team evaluated the proposals and recommended Orchard, Hiltz and McCliment be selected to perform the work. The firm was chosen based on their referenced projects, experience, qualifications, availability, timeline, and project approach.

**Principal Parties:**

Orchard, Hiltz and McCliment, Inc.  
580 N. Fourth Street, Suite 610  
Columbus, Ohio 43215  
Tony Slanec, (614) 418-0600  
Contract Compliance Number, Tax ID: 007505, 38-1691323  
Contract Compliance Expiration Date: November 15, 2023

**Emergency Justification:** Emergency action is requested so that the design can be completed by December 2023, allowing the opportunity for construction of the pools to be built with minimum impact to the swimming season in 2024.

**Benefits to the Public:** This project will benefit the public by improving two important recreational facilities that will have served their respective communities for over 50 years. It is proven that improvements to our parks and facilities provide significant health related benefits to the neighborhoods in which they are located.

**Community Input/Issues:** As part of the Recreation and Parks Department's Aquatics Capital Improvement Plan, residents in the service areas of these swimming pools will be engaged through their neighborhood associations and commissions.

**Area(s) Affected:** Marion Franklin - Far South (64), Tuttle - University District (44)

**Master Plan Relation:** This project supports the department's Master Plan by continuing to improve existing aquatics facilities.

**Fiscal Impact:** \$1,975,699.00 is budgeted and available from within the Community Development Block Grant (CDBG) Fund 2248 and Recreation and Parks Voted Bond Fund 7702 to meet the financial obligations of this contract.

To authorize the Director of Recreation and Parks to enter into contract with Orchard, Hiltz and McCliment for the Marion Franklin and Tuttle Swimming Pools Replacement Design Project; to authorize the appropriation of \$420,000.00 within the CDBG Fund in accordance with the Draft FY 2023 Annual Action Plan as approved by Council; to authorize the transfer of \$1,555,699.00 within the Recreation and Parks Voted Bond Fund; to authorize the amendment of the 2022 Capital Improvements Budget; to authorize the expenditure of \$1,975,699.00 from the CDBG Fund and Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$1,975,699.00)

**WHEREAS,** it is necessary to authorize the Director of Recreation and Parks to enter into contract with Orchard, Hiltz and McCliment for the Marion Franklin and Tuttle Swimming Pools Replacement Design Project; and

**WHEREAS**, Ordinance 3353-2022 authorized the adoption of the Draft FY 2023 Annual Action Plan and budget adjustments upon receipt of the City’s U.S. Department of Housing Urban Development (HUD) grants notices of awards; and

**WHEREAS**, the City has received the 2023 HUD grants notices of awards and has made adjustments to the Draft 2023 Annual Action Plan; and

**WHEREAS**, the Department of Finance and Management has modified the Draft FY 2023 Annual Action Plan to include the Marion Franklin and Tuttle Pools Replacement Design Project; and

**WHEREAS**, it is necessary to authorize the appropriation of \$420,000.00 within the CDBG Fund 2248; and

**WHEREAS**, it is necessary to authorize the transfer of \$1,555,699.00 within the Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS**, it is necessary to authorize the amendment of the 2022 Capital Improvements Budget Ordinance 1896-2022 in order to provide sufficient budget authority for this and future projects; and

**WHEREAS**, it is necessary to authorize the expenditure of \$1,975,699.00 from the CDBG Fund 2248 and Recreation and Parks Voted Bond Fund 7702; and

**WHEREAS**, after serving the City of Columbus for more than fifty years, the pools at both Marion Franklin and Tuttle Parks need to be replaced in order to function in an efficient and safe manner. Residents in the service areas of these swimming pools will be engaged through their neighborhood associations and commissions for needed community input; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department in Recreation and Parks in that it is immediately necessary to authorize the Director to enter into contract with Orchard, Hiltz and McCliment so design can be completed by December 2023, allowing construction of the pools to be built with minimum impact to the swimming season and so the community can receive the improvements at the earliest practical time, for the public health, safety and welfare; **NOW, THEREFORE**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Director of Recreation and Parks be and is hereby authorized to enter into contract with Orchard, Hiltz and McCliment for the Marion Franklin and Tuttle Swimming Pools Replacement Design Project.

**SECTION 2.** That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 3.** 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 4.** 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 5.** That the adoption of the Draft FY 2023 Annual Action Plan and budget adjustments upon receipt of the City’s U.S. Department of Housing Urban Development (HUD) grants notices of awards has been authorized by Council.

**SECTION 6.** That the City has received the 2023 HUD grants notices of awards and has made adjustments to the Draft 2023 Annual Action Plan.

**SECTION 7.** That The Department of Finance and Management has modified the Draft FY 2023 Annual Action Plan to include the Marion Franklin and Tuttle Pools Replacement Design Project.

**SECTION 8.** That the appropriation of \$420,000.00 is authorized within the CDBG Fund 2248 per the accounting codes in the attachment to this ordinance.

**SECTION 9.** That the transfer of \$1,555,699.00 or so much thereof as may be needed, is hereby authorized between projects within the Recreation and Parks Voted Bond Fund 7702 per the account codes in the attachment to this ordinance.

**SECTION 10.** That the 2022 Capital Improvements Budget Ordinance 1896-2022 is hereby amended as follows in order to provide sufficient budget authority for this ordinance and future projects.

**Fund / Project / Project Name / Current / Change / Amended**

Fund 7702 / P511002-100000 / Facility Assessment Implementation (Voted Carryover) / \$4,495,792/ (\$4,105,475) / \$390,317 (to match cash)

Fund 7702 / P511002-100000 / Facility Assessment Implementation (Voted Carryover) / \$390,317 / (\$390,317) / \$0

Fund 7702 / P511035-100000 / Climate Action Plan (Voted Carryover) / \$1,500,000 / (\$1,165,382) / \$334,618

Fund 7702 / P511049-100000 / Marion Franklin Pool Replacement (Voted Carryover) / \$0 / \$777,850 / \$777,850

Fund 7702 / P511050-100000 / Tuttle Pool Replacement (Voted Carryover) / \$0 / \$777,850 / \$777,850

**SECTION 11.** For the purpose stated in Section 1, the expenditure of \$1,975,699.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the CDBG Fund 2248 and Recreation and Parks Voted Bond Fund 7702 in object class 06 Capital Outlay per the accounting codes in the attachments to this ordinance.

**SECTION 12.** 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.