



## Legislation Details (With Text)

**File #:** 3135-2017      **Version:** 1

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

**File created:** 11/15/2017      **In control:** Public Service & Transportation Committee

**On agenda:** 12/11/2017      **Final action:** 12/14/2017

**Title:** To amend the 2017 Capital Improvement Budget; to authorize the appropriation of funds within the Street and Highway Improvements Non-Bond Fund and the General Government Grant Fund; to authorize the transfer of cash between projects within the Streets & Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Double Z Construction Company for the Intersection Improvements - Stelzer Road at Easton Way project; to authorize the expenditure of up to \$1,402,247.06 for the Intersection Improvements - Stelzer Road at Easton Way project; and to declare an emergency. (\$1,402,247.06)

### Sponsors:

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### Code sections:

**Attachments:** 1. ORD3135-2017 II-Stelzer Road at Easton Way lvh

Date	Ver.	Action By	Action	Result
12/14/2017	1	CITY CLERK	Attest	
12/13/2017	1	MAYOR	Signed	
12/11/2017	1	COUNCIL PRESIDENT	Signed	
12/11/2017	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Double Z Construction Company for the Intersection Improvements - Stelzer Road at Easton Way project and to provide payment for construction, construction administration and inspection services.

This contract includes widening Stelzer Road to include a second northbound right turn lane at the intersection with Easton Way and widening of the entrance ramp from eastbound Easton Way to southbound I-270 to include a second lane, and other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

Ordinance 2982-2016 authorized the Director of the Department of Development to apply for and accept a grant from the Roadwork Development Account of the Ohio Development Services Agency, valued at \$500,000.00, for costs associated with the completion of public roadwork improvements in support of the expansion of the Morgan Stanley & Company operations. It also authorized the appropriation of these monies within the General Government Grant Fund and the expenditure of \$500,000.00, or so much as may be necessary from the General Government Grant Fund.

Ordinance No. 1088-2017 authorized the City and MORSO Holding Company to enter into a Construction Contribution Agreement, effective June 9, 2017, whereby MORSO Holding Company agreed to deposit funds with the City in the amount of \$860,073.18 toward the completion of the Project.

In September 2017, the City accepted bids for the Project and the lowest, responsive, responsible, and best bid was higher than the estimate of construction costs. As a result, it is necessary for MORSO Holding Company to contribute additional funds to support that effort.

Ordinance 2599-2017 authorized the Department of Public Service to modify the Agreement with MORSO Holding Company and to accept additional funds in the amount of \$42,173.88, for a total developer contribution of \$902,247.06.

The estimated Notice to Proceed date is January 4, 2018. The project was let by the Office of Support Services through Vendor Services and Bid Express. Five bids (all majority) were received on September 12, 2017, and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Double Z Construction Company	\$1,274,770.05	Columbus, OH	Majority
Shelly and Sands, Inc.	\$1,345,628.65	Columbus, OH	Majority
Complete General Construction	\$1,364,541.16	Columbus, OH	Majority
Columbus Asphalt Paving, Inc.	\$1,593,881.85	Gahanna, OH	Majority
Trucco Construction Company, Inc.	\$1,614,341.38	Delaware, OH	Majority

Award is to be made to Double Z Construction Company as the lowest responsive and responsible and best bidder for their bid of \$1,274,770.05. The amount of construction administration and inspection services will be \$127,477.01. The total legislated amount is \$1,402,247.06.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Double Z Construction Company.

## **2. CONTRACT COMPLIANCE INFORMATION**

The contract compliance number for Double Z Construction Company is CC005966 and expires 6/9/19.

## **3. PRE-QUALIFICATION STATUS**

Double Z Construction Company and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

## **4. FISCAL IMPACT**

This is a reimbursable budgeted expense of \$500,000.00 in Fund 2220, the General Government Grant Fund. The Department of Development is contributing \$42,173.88 (the amount of the additional MORSO contribution) for purposes of this legislation and will be reimbursed that amount by MORSO. Funds in the amount of \$42,173.88 are available for this project in Fund 7704, the Streets & Highways Bond Fund, for the Department of Development's contribution. Funds in the amount of \$860,073.18 are available for this project in Fund 7766, the Street & Highway Improvements Non-Bond Fund. An amendment to the 2017 Department of Public Service Capital Improvement Budget, appropriation of received grant funds and developer contributions, and a transfer of cash between projects within the Streets and Highways Bond Fund are necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

## **5. EMERGENCY DESIGNATION**

Emergency action is requested in order to prevent delays in the construction schedule and to ensure the safety of the travelling public.

To amend the 2017 Capital Improvement Budget; to authorize the appropriation of funds within the Street and Highway Improvements Non-Bond Fund and the General Government Grant Fund; to authorize the transfer of cash between projects within the Streets & Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Double Z Construction Company for the Intersection Improvements - Stelzer Road at Easton Way project; to authorize the expenditure of up to \$1,402,247.06 for the Intersection Improvements - Stelzer Road at Easton Way project; and to declare an emergency. (\$1,402,247.06)

**WHEREAS**, the Department of Public Service is engaged in the Intersection Improvements - Stelzer Road at Easton Way project; and

**WHEREAS**, the work for this project consists of widening Stelzer Road to include a second northbound right turn lane at the intersection with Easton Way and widening of the entrance ramp from eastbound Easton Way to southbound I-270 to include a second lane, and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, plans at 3336 E, and City of Columbus Construction and Materials specifications set forth in the Invitation for Bid (IFB); and

**WHEREAS**, Double Z Construction Company will be awarded the contract for the Intersection Improvements - Stelzer Road at Easton Way project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Intersection Improvements - Stelzer Road at Easton Way project for construction expense along with construction administration and inspection services; and

**WHEREAS**, the Department of Development is temporarily providing funding in the amount of \$42,173.88, the additional MORSO contribution for this project, and will be reimbursed by MORSO; 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 contract with Double Z Construction Company to meet the construction schedule and 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 2017 Capital Improvements Budget authorized by ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7704 / P440104-100016 / Roadway Improvements -- Easton Square Place Extension (Voted Carryover) / \$166,907.00 / (\$42,174.00) / 124,733.00

7704 / P530085-100000 / Intersection Improvements - Stelzer Road at Easton Way (Voted Carryover) / \$0.00 / \$42,174.00 / \$42,174.00

7766 / P530085-100000 / Intersection Improvements - Stelzer Road at Easton Way (Street & highway Carryover) / \$0.00 / \$860,074.00 / \$860,074.00

**SECTION 2.** 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, 2017, the sum of \$500,000.00 is appropriated in Fund 2220 (General Government Grant Fund), Dept-Div 5912 (Division of Design and Construction), Project G591710 (Stelzer Road at Easton Way), in Object Class 06 (Capital Outlay) and the sum of \$860,073.18 is appropriated in Fund 7766 (Street & Highway Improvements Non-Bond Fund), Dept-Div 5912 (Division of Design and Construction), Project P530085-100000 (Intersection Improvements - Stelzer Road at Easton Way), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$42,173.88, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Division of Design and Construction), Project P440104-100016 (Roadway Improvements -- Easton Square Place Extension), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Division of Design and Construction), P530085-100000 (Intersection Improvements - Stelzer Road at Easton Way), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Service be and is hereby authorized to enter into a construction services contract with Double Z Construction Company, 2550 Harrison Road, Columbus, Ohio, 43204, for the Intersection

Improvements - Stelzer Road at Easton Way project in the amount of up to \$1,274,770.05 in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to pay for necessary construction administration and inspection costs associated with the project up to a maximum of \$127,477.01.

**SECTION 5.** That the expenditure of \$1,402,247.06, or so much thereof as may be needed, is hereby authorized in object class 06 Capital Outlay per the account codes in the attachment to this ordinance.

**SECTION 6** That the Department of Development be and is hereby authorized to accept funds from MORSO Holding Company for reimbursement of the temporary funding of the additional MORSO amount of \$42,173.88.

**SECTION 7.** 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 8.** 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 9.** 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 10.** 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.