



Legislation Details (With Text)

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On agenda: 5/12/2008 **Final action:** 5/15/2008

Title: To authorize the Director of Public Utilities to execute a construction contract with Fields Excavating, Inc. for construction of the Livingston Avenue and Sheridan Avenue 24" W.M. Part I and II Project; to authorize the transfer and expenditure of \$381,216.47 from the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and expenditure of \$3,422,546.76 within the Water Supply Revolving Loan Account Fund; to authorize an amendment to the 2008 Capital Improvements Budget; for the Division of Power and Water (Water); and to declare an emergency. (\$3,803,763.23)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0635-2008 bid tab.pdf, 2. 0635-2008 QFF.pdf, 3. ORD0635-2008 Legis. Info. Form.pdf, 4. ORD0635-2008 map.pdf

Date	Ver.	Action By	Action	Result
5/15/2008	1	CITY CLERK	Attest	
5/14/2008	1	MAYOR	Signed	
5/12/2008	1	Columbus City Council	Approved	Pass
5/12/2008	1	COUNCIL PRESIDENT	Signed	
5/1/2008	1	Utilities Drafter	Sent to Clerk's Office for Council	
4/30/2008	1	Auditor Drafter	Sent for Approval	
4/30/2008	1	Auditor Reviewer	Reviewed and Approved	
4/30/2008	1	CITY AUDITOR	Reviewed and Approved	
4/30/2008	1	Utilities Drafter	Sent for Approval	
4/30/2008	1	CITY ATTORNEY	Reviewed and Approved	
4/29/2008	1	Utilities Drafter	Sent for Approval	
4/25/2008	1	EBOCO Reviewer	Reviewed and Approved	
4/25/2008	1	ODI DIRECTOR	Reviewed and Approved	
4/25/2008	1	Utilities Drafter	Sent for Approval	
4/24/2008	1	Utilities Drafter	Sent for Approval	
4/23/2008	1	Utilities Reviewer	Sent for Approval	
4/23/2008	1	UTILITIES DIRECTOR	Reviewed and Approved	
4/21/2008	1	Finance Reviewer	Reviewed and Approved	
4/21/2008	1	FINANCE DIRECTOR	Reviewed and Approved	
4/21/2008	1	Utilities Drafter	Sent for Approval	

4/15/2008	1	Utilities Drafter	Sent for Approval
4/14/2008	1	Utilities Reviewer	Reviewed and Approved
4/11/2008	1	Utilities Reviewer	Reviewed and Approved
4/11/2008	1	Utilities Drafter	Sent for Approval
4/3/2008	1	Utilities Reviewer	Reviewed and Approved
4/3/2008	1	Utilities Drafter	Sent for Approval
4/3/2008	1	Utilities Drafter	Sent for Approval
4/2/2008	1	Utilities Drafter	Sent for Approval

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Fields Excavating, Inc. for the Livingston Avenue and Sheridan Avenue 24" W.M. Part I and II Project in the amount of \$3,803,763.23. This project was designed in two parts. Part I was intended to be funded through the Water Works Enlargement Voted Bonds Fund and Part II was intended to be funded through the Water Supply Revolving Loan Account Fund. Since both projects finished at the same time, it was decided to bid the projects together. Therefore, each part will be funded separately.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened five bids on March 12, 2008. Bids were received from: Fields Excavating - \$3,803,763.23; Stover & Turner Excavating - \$3,912,510.09; John Eramo & Sons - \$3,921,365.65; Complete General Construction Co. - \$3,927,854.98; and George J. Igel & Co. - \$4,683,588.14

The lowest and best bid was from Fields Excavating, Inc. in the amount of \$3,803,763.23. Their Contract Compliance Number is 31-1451322 (expires 1/8/09, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed amounts can be found on the attached Legislation Information Form.

It is requested that this Ordinance be handled in an emergency manner to have legislation passed and the contract in place by the beginning of June 2008 in order to adhere to the proposed construction timeline.

3. FISCAL IMPACT: Monies for this project are provided from two sources: \$381,216.47 will come from the Water Works Enlargement Voted Bonds Fund for Part I construction services. A transfer of funds within the Water Works Enlargement Voted Bonds Fund is necessary. \$3,422,546.76 will come from the loan appropriation from the Water Supply Revolving Loan Account Fund, Loan No. 4892, for construction of Part II. An amendment to the 2008 Capital Improvements Budget is necessary for both parts.

To authorize the Director of Public Utilities to execute a construction contract with Fields Excavating, Inc. for construction of the Livingston Avenue and Sheridan Avenue 24" W.M. Part I and II Project; to authorize the transfer and expenditure of \$381,216.47 from the Water Works Enlargement Voted Bonds Fund; to authorize the appropriation and expenditure of \$3,422,546.76 within the Water Supply Revolving Loan Account Fund; to authorize an amendment to the 2008 Capital Improvements Budget; for the Division of Power and Water (Water); and to declare an emergency. (\$3,803,763.23)

WHEREAS, five bidders were received and publicly opened in the offices of the Director of Public Utilities on March 12, 2008 for the Livingston Avenue and Sheridan Avenue 24" W.M. Part I and II Project; and

WHEREAS, the lowest and best bid was from Fields Excavating, Inc. in the amount of \$3,803,763.23; and

WHEREAS, the Water Supply Revolving Loan Account Fund has a loan for the City of Columbus and was approved on April 24, 2008, in the amount of \$3,422,546.76, identified as WSRLA Loan No. 4892 for Part II of the above listed project with eligible costs including the construction contract and contingency; and

WHEREAS, it is necessary to appropriate the proceeds from the aforementioned loan, to authorize the expenditure of funds required to award the subject contract, and to provide the requisite budget authority for said award; and

WHEREAS, for part one it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted Bonds Fund; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a construction contract for the Livingston Avenue and Sheridan Avenue 24" W.M. Part I and II Project, to authorize the appropriation and expenditure of funds from the Water Supply Revolving Loan Account Fund, to authorize the transfer of funds within the Water Works Enlargement Voted Bonds Fund, in an emergency manner to have the contract in place by the beginning of June 2008 in order to adhere to the proposed construction timeline, for the immediate preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the Livingston Avenue and Sheridan Avenue 24" W.M. Part I and II Project; with the lowest and best bidder, Fields Excavating, Inc., 177 Township Road 191, Kitts Hill, Ohio 45645; in the amount of \$3,803,763.23; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

SECTION 2. That the proceeds from the Water Supply Revolving Loan Account (WSRLA) Loan No. 4892 for the Livingston Avenue and Sheridan Avenue 24" W.M. Part II Project and funds from the unappropriated monies in Fund 616, the amount of \$3,422,546.76, which includes funding for the cost of construction, are hereby appropriated to the Division of Power and Water, Division 60-09, Fund No. 616, Object Level One 06, Object Level Three 6629, OCA Code 616404, Project No. 690404.

SECTION 3. That the City Auditor is hereby authorized to transfer \$381,216.47 within the Division of Power and Water (Water), Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6629, as follows:

Project No. | Project Name | OCA Code | change
690292 | Utility Complex Garage | 606292 | -\$381,216.47
690404 | Livingston Rd. 24" W.M. | 606404 | +\$381,216.47

SECTION 4. That the 2008 Capital Improvements Budget is hereby amended as follows:

Fund No. | Project No. | Project Name | Current Authority | Revised Authority | change
606 | 690292 | Utility Complex Garage | \$382,725 | \$1,508 | -\$381,217
606 | 690404 Livingston Rd. 24" W.M. | \$0 | \$381,217 | +\$381,217
616 | 690404 Livingston Rd. 24" W.M. | \$3,803,763 | \$3,422,547 | -\$381,216

SECTION 5. That for the purpose of paying the cost of the Water Supply Revolving Loan Account Fund Eligible Items within the aforementioned construction contract the following expenditure, or as much thereof as may be needed is hereby authorized as follows:

Division of Power and Water (Water)
Division 60-09
Project Name: Livingston Rd. 24" W.M.
Project No. 690404
Object Level One 06
Object Level Three 6629

<u>Fund Name</u>	<u>Fund No.</u>	<u>OCA Code</u>	<u>Amount</u>
Water Supply Revolving Loan Account Fund	616	616404	\$ 3,422,546.76
Water Works Enlargement Voted Bonds Fund	606	606404	\$ 381,216.47
			\$ 3,803,763.23

SECTION 6. That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

SECTION 7. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to

the unallocated balance 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 no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

SECTION 8. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 9. 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 10. That for reasons stated in the preamble hereto, which is hereby 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 days after passage if the Mayor neither approves nor vetoes the same.