



## Legislation Details (With Text)

**File #:** 3039-2023      **Version:** 1

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

**File created:** 10/25/2023      **In control:** Public Utilities Committee

**On agenda:** 12/4/2023      **Final action:** 12/7/2023

**Title:** To authorize the Director of the Department of Public Utilities to enter into a construction contract with Complete General Construction Company for the 2021 General Construction Contract - Storm / Sanitary project; to authorize an amendment to the 2023 Capital Improvement Budget; to authorize a transfer of cash and appropriation between projects within the Sanitary Bond Fund and within the Storm Bond Fund; and to authorize the expenditure of up to \$5,237,635.50 from the Sanitary Bond Fund and the Storm Bond Fund for the project. (\$5,237,635.50)

**Sponsors:**

**Indexes:** MBE Participation

**Code sections:**

**Attachments:** 1. ORD 3039-2023 Accounting Template, 2. ORD 3039-2023 Utilization

| Date       | Ver. | Action By             | Action                  | Result |
|------------|------|-----------------------|-------------------------|--------|
| 12/7/2023  | 1    | CITY CLERK            | Attest                  |        |
| 12/6/2023  | 1    | ACTING MAYOR          | Signed                  |        |
| 12/4/2023  | 1    | COUNCIL PRESIDENT     | Signed                  |        |
| 12/4/2023  | 1    | Columbus City Council | Approved                | Pass   |
| 11/20/2023 | 1    | Columbus City Council | Read for the First Time |        |

### 1. BACKGROUND

This ordinance authorizes the Director of Public Utilities to enter into a construction contract with Complete General Construction Company for the 2021 General Construction Contract - Storm / Sanitary project, CIP #610500-100005 / 650745-100013, in an amount up to \$5,233,635.50, and to encumber funds with the Department of Public Service for prevailing wage services in an amount up to \$4,000.00, for a total expenditure of \$5,237,635.50.

This project was initiated to respond to emergency needs and miscellaneous structural repairs and installations as directed by the Division of Sewerage and Drainage. The project consists of multiple point repairs for various storm and sanitary sewers citywide to be performed under a general construction contract as may be necessary on an emergency basis.

The Community Planning Area is 99 - Citywide.

**TIMELINE:** Contract work is required to be completed in a manner acceptable to the City within 365 days from the date that a Notice to Proceed (NTP) is given by the City.

**ESTIMATED COST OF PROJECT:** The bid amount and proposed award amount is \$5,235,635.50, including a 20% construction contingency amount that will be utilized to fund needed and approved changes in the work. No contract modifications are anticipated at this time; however, construction exigency might later compel modification of this contract, if unforeseen difficulties are encountered.

**Cost summary:**

Original Contract      \$5,233,635.50

|                          |                |                 |
|--------------------------|----------------|-----------------|
| Future Anticipated Needs | \$ 0.00        |                 |
| CONTRACT TOTAL           | \$5,233,635.50 |                 |
| Prevailing Wage Charge   | \$ 4,000.00    | \$ 5,237,635.50 |

**2. BID INFORMATION**

This project was formally advertised on the Vendor Services and Bid Express websites from 7/12/2023 through 8/16/2023. Two bids were received:

| <u>Name</u>                           | <u>Bid Amount</u> | <u>City/State</u> | <u>Status</u> |
|---------------------------------------|-------------------|-------------------|---------------|
| Complete General Construction Company | \$ 5,233,635.50   | Dublin, OH        | MAJ           |
| John Eramo & Sons, Inc.               | \$ 6,310,474.00   | Hilliard, OH      | MAJ           |

The Complete General Construction Company’s bid was evaluated and deemed the lowest, best, most responsive bid. Complete General Construction Company’s certification was in good standing at the time of the contract award.

**3. CONTRACT COMPLIANCE INFORMATION**

Complete General Construction Company’s contract compliance number is CC006056 and expires 5/10/25.

**4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 10% as assigned by the City’s Office of Diversity and Inclusion (ODI). Complete General Construction Co., submitted a Utilization Plan meeting the 10% goal. After review of their Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 10% for this contract. Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the bid documents for this contract.

As part of their proposal, Complete General Construction Company, has proposed the following four subcontractors to perform contract work:

| <u>Company Name</u>         | <u>City/State</u>  | <u>ODI Certification Status</u> |
|-----------------------------|--------------------|---------------------------------|
| McDaniel Construction       | Columbus, Ohio     | MBE                             |
| Bridges Bros Trucking, LLC  | Columbus, Ohio     | MBE                             |
| Visu-Sewer of Ohio          | Reynoldsburg, Ohio | MAJ                             |
| Decker Construction Company | Columbus, Ohio     | MAJ                             |

The certification of the above companies was in good standing at the time the bid was awarded.

**5. PRE-QUALIFICATION STATUS**

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

**6. FISCAL IMPACT**

Funding in the amount of \$5,237,635.50 is available and appropriated within the Sanitary Bond Fund, Fund 6109, and within the Storm Bond Fund, Fund 6204, for this expenditure. An amendment to the 2023 Capital Improvement Budget is required to align budget authority with the proper projects. A transfer of cash and appropriation between projects within Fund 6109 and between projects within Fund 6204 is needed to align cash and appropriation with the proper projects.

To authorize the Director of the Department of Public Utilities to enter into a construction contract with Complete General Construction Company for the 2021 General Construction Contract - Storm / Sanitary project; to authorize an amendment to the 2023 Capital Improvement Budget; to authorize a transfer of cash and appropriation between projects within the Sanitary Bond Fund and within the Storm Bond Fund; and to authorize the expenditure of up to \$5,237,635.50

from the Sanitary Bond Fund and the Storm Bond Fund for the project. (\$5,237,635.50)

**WHEREAS**, the Department of Public Utilities is engaged in the 2021 General Construction Contract - Storm / Sanitary project; and

**WHEREAS**, two bids for the 2021 General Construction Contract - Storm / Sanitary project were received and opened on 9/27/23; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to enter into a construction services contract with Complete General Construction Company for the 2021 General Construction Contract - Storm / Sanitary project; and

**WHEREAS**, an amendment to the 2023 Capital Improvement Budget is needed to align budget authority with the proper projects; and

**WHEREAS**, a transfer of cash and appropriation between projects within the Sanitary Bond Fund, Fund 6109, and between projects within the Storm Bond Fund, Fund 6204, is needed to align cash and appropriation with the proper projects; and

**WHEREAS**, it is necessary to authorize an expenditure of funds from the Sanitary Bond Fund, Fund 6109 and the Storm Bond Fund, Fund 6204, to pay for the project and to pay for prevailing wage services for the project; **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:

**Fund / Project Number / Project Name (Funding Source) / Current Authority/ Revised Authority / Change**

6204 / 611725-100000 / Northeast Stormwater Study - Karmel Woodward & Maize Morse (Voted Storm Carryover) / \$1,500,000.00 / \$0.00 / (\$1,500,000.00)

6204 / 611660-100100 / DOSD Stormwater Pump Stations - Construction (Voted Storm Carryover) / \$1,000,000.00 / \$0.00 / (\$1,000,000.00)

6204 / 611727-100000 / Postlewaite Road Stormwater System Improvements (Voted Storm Carryover) / \$200,000.00 / \$141,695.00 / (\$58,305.00)

6109 / 650367-100000 / 60-05 SWWTP Primary Clarifier & Aeration Tank Improvements (Voted Sanitary Carryover) / \$1,694,083.00 / \$0.00 / (\$1,694,083.00)

6109 / 650260-106000 / Fairwood Building Facilities Small Capital Projects (Voted Sanitary Carryover) / \$975,274.00 / \$0.00 / (\$975,274.00)

6109 / 650234-100000 / Roof Replacement for DPU Facilities (Voted Sanitary Carryover) / \$575,184.00 / \$565,210.00 / (\$9,974.00)

6204 / 610500-100005 / 2021 General Construction Contract (Voted Storm Carryover) / \$299,822.00 / \$2,858,127.00 / \$2,558,305.00

6109 / 650745-100013 / 2021 General Construction Contract - Sanitary (Voted Sanitary Carryover) / \$299,822.00 / \$2,979,153.00 / \$2,679,331.00

**SECTION 2.** That the transfer of \$2,679,330.50, or so much thereof as may be needed, is hereby authorized within the Sanitary Bond Fund, Fund 6109, and the transfer of \$2,558,305.00 ,or so much thereof as may be needed, is hereby authorized within the Storm Bond Fund, Fund 6204, per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Utilities is hereby authorized to enter into a construction services contract for the 2021 General Construction Contract - Storm / Sanitary project with Complete General Construction Company, 1221

East Fifth Ave. Columbus, OH 43219, in an amount up to \$5,233,635.50, in accordance with the terms and conditions of the contract on file in the Department of Public Utilities; and to pay the Department of Public Services an amount up to \$4,000.00 to provide prevailing wage services.

**SECTION 4.** That the expenditure of up to \$5,237,635.50, or so much thereof as may be needed, is hereby authorized from the Sanitary Bond Fund, Fund 6109, and from the Storm Bond Fund, Fund 6204, per the accounting codes in the attachment to this ordinance.

**SECTION 5.** 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 6.** 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 7.** 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 8.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.