



## Legislation Details (With Text)

**File #:** 2969-2017      **Version:** 1

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

**File created:** 11/1/2017      **In control:** Public Service & Transportation Committee

**On agenda:** 12/4/2017      **Final action:**

**Title:** To amend the 2017 Capital Improvement Budget; to authorize the City Auditor to appropriate funds within the Waggoner Road TIF Fund and the In Lieu of Sidewalk Fund; to authorize the transfer of cash and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Shelly & Sands, Inc. for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project; to authorize the expenditure of up to \$2,373,903.18 for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project; and to declare an emergency. (\$2,373,903.18)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD2969-2017 Waggoner Rd SUP updated

Date	Ver.	Action By	Action	Result
12/7/2017	1	CITY CLERK	Attest	
12/6/2017	1	MAYOR	Signed	
12/4/2017	1	COUNCIL PRESIDENT	Signed	
12/4/2017	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Shelly & Sands, Inc. for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project and to provide payment for construction, construction administration and inspection services.

This contract includes widening Waggoner Road from Crawford Farms Drive to Waggoner Woods Drive, milling and overlay of Waggoner Road from Broad Street to Chapel Stone Road, extension of a culvert, shared use path, sidewalk, curb ramps, pavement markings, 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.

The estimated Notice to Proceed date is January 19, 2018. The project was let by the Office of Support Services through Vendor Services and Bid Express. Six bids were received on October 19, 2017, (five majority, one F1) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Shelly & Sands, Inc.	\$2,158,093.80	Columbus, OH	Majority
Double Z Construction Company	\$2,169,196.34	Columbus, OH	Majority
Complete General Construction	\$2,233,687.87	Columbus, OH	Majority
Columbus Asphalt Paving, Inc.	\$2,572,325.42	Gahanna, OH	Majority
Decker Construction Company	\$2,697,359.84	Columbus, OH	Majority
Facemyer Company	\$2,743,853.11	Galena, OH	F1

Award is to be made to Shelly & Sands, Inc. as the lowest responsive, responsible and best bidder for their bid of

\$2,158,093.80. The amount of construction administration and inspection services will be \$215,809.38. The total legislated amount is \$2,373,903.18.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Shelly & Sands, Inc.

## 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Shelly & Sands, Inc. is CC51261-135227 and expires 12/23/17.

## 3. PRE-QUALIFICATION STATUS

Shelly & Sands 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

Funds in the amount of \$1,330,902.70 are available for this project in Fund 7704, the Streets and Highways Bond Fund. Funds in the amount of \$38,747.90 are available for this project in Fund 2223, the In Lieu of Sidewalk Fund. Funds in the amount of \$1,004,252.58 are available for this project in Fund 4410, the Waggoner Road TIF Fund. An amendment to the 2017 Capital Improvement Budget is required to establish sufficient budget authority for the project.

## 5. EMERGENCY DESIGNATION

Emergency action is requested in order to complete needed improvements at the earliest possible time to ensure the safety of the travelling public.

To amend the 2017 Capital Improvement Budget; to authorize the City Auditor to appropriate funds within the Waggoner Road TIF Fund and the In Lieu of Sidewalk Fund; to authorize the transfer of cash and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Shelly & Sands, Inc. for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project; to authorize the expenditure of up to \$2,373,903.18 for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project; and to declare an emergency. (\$2,373,903.18)

**WHEREAS**, the Department of Public Service is engaged in the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project; and

**WHEREAS**, the work for this project consists of widening Waggoner Road from Crawford Farms Drive to Waggoner Woods Drive, milling and overlay of Waggoner Road from Broad Street to Chapel Stone Road, extension of a culvert, shared use path, sidewalk, curb ramps, and pavement markings; 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; and

**WHEREAS**, Shelly & Sands, Inc. will be awarded the contract for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project for construction expense along with construction administration and inspection services; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to authorize the Director to enter into contract with Shelly & Sands, Inc. 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 / P590105-100071 / Pedestrian Safety Improvements - Waggoner Road Shared Use Path (Voted Carryover) / \$118,280.00 / \$79,000.00 / \$197,280.00 (to match cash due to a cancellation)

7704 / P540002-100084 / Bikeway Development - Hard Road at SR315 Crossing at Olentangy Trail (Voted Carryover) / \$500,000.00 / (\$208,623.00) / \$291,377.00

7704 / P590105-100071 / Pedestrian Safety Improvements - Waggoner Road Shared Use Path (Voted Carryover) / \$197,280.00 / \$208,623.000 / \$405,903.00

**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 \$1,004,252.58 is appropriated in Fund 4410 (Waggoner Road TIF), Dept-Div 4402 (Economic Development), in Object Class 06 (Capital Outlay); and the sum of \$38,747.90 is appropriated in Fund 2223 (In Lieu of Sidewalk Fund), Dept-Div 5911 (Division of Infrastructure Management), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$208,622.70, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Division of Design and Construction), Project P540002-100084 (Bikeway Development - Hard Road at SR315 Crossing at Olentangy Trail) in Object Class 06 (Capital Outlay) to Dept-Div 5911 (Division of Infrastructure Management), Project P590105-100071 (Pedestrian Safety Improvements - Waggoner Road Shared Use Path) in 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 Shelly & Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio, 43223, for the Pedestrian Safety Improvements - Waggoner Road Shared Use Path project in the amount of up to \$2,158,093.80 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 \$215,809.38.

**SECTION 5.** That the expenditure of \$1,330,902.70, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5911 (Division of Infrastructure Management), Project P590105-100071 (Pedestrian Safety Improvements - Waggoner Road Shared Use Path), in Object Class 06 (Capital Outlay); \$38,747.90, or so much thereof as may be needed, is hereby authorized in Fund 2223 (In Lieu of Sidewalk Fund), Dept-Div 5911 (Division of Infrastructure Management), Project P590105-100071 (Pedestrian Safety Improvements - Waggoner Road Shared Use Path), in object class 06 (Capital Outlay); and \$1,004,252.58, or so much thereof as may be needed, is hereby authorized in Fund 4410 (Waggoner Road TIF), Dept-Div 4402 (Economic Development), Project P590105-100071 (Pedestrian Safety Improvements - Waggoner Road Shared Use Path), in object class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** 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 7.** 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 8.** 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 9.** 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.