



## Legislation Details (With Text)

**File #:** 1969-2023      **Version:** 1

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

**File created:** 6/23/2023      **In control:** Public Service & Transportation Committee

**On agenda:** 7/24/2023      **Final action:** 7/26/2023

**Title:** To amend the 2023 Capital Improvement Budget; to authorize the transfer of funds and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a contract modification with Korda/Nemeth Engineering, Inc. in connection with the Economic and Community Development - 3P GE North Market project; to authorize the expenditure of up to \$1,000,000.00 from the Streets and Highways Bond Fund for the project. (\$1,000,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 1969-2023 Accounting Template.pdf

Date	Ver.	Action By	Action	Result
7/26/2023	1	CITY CLERK	Attest	
7/25/2023	1	ACTING MAYOR	Signed	
7/24/2023	1	COUNCIL PRESIDENT	Signed	
7/24/2023	1	Columbus City Council	Approved	Pass
7/17/2023	1	Columbus City Council	Read for the First Time	

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to modify a professional services contract with Korda/Nemeth Engineering, Inc. to add additional funds for design of the Economic and Community Development - 3P GE North Market.

Ordinance 0577-2021 authorized the Director of Public Service to enter into a professional services contract with Korda/Nemeth Engineering, Inc. for the Economic and Community Development - 3P GE North Market project. The contract is focused on utility relocations in the Arena and Convention Center Districts of the City around the existing North Market building. This area was the subject of a utilities master plan that will be used for the basis of the scope of improvements. This ordinance authorizes the Director of Public Service to modify the contract in the amount of \$1,000,000.00.

This is an unplanned modification that is necessary to complete the overall project and the City's commitment in the executed Economic Development Agreement for the North Market due to unexpected archaeological monitoring and investigation of construction activities related to the North Graveyard. This modification will provide additional funding to complete the streetscape design. It was deemed to be more cost efficient to modify the existing contract than to bid this part of the work.

The original contract amount: \$ 750,000.00 (PO265378, Ord. 0577-2021)

The total of Modification No. 1 \$1,000,000.00 (This Ordinance)

The contract amount including all modifications: \$1,750,000.00

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Korda/Nemeth Engineering, Inc.

**2. CONTRACT COMPLIANCE**

The contract compliance number for Korda/Nemeth Engineering, Inc. is CC004467 and expires 2/22/2025.

**3. FISCAL IMPACT**

Funding in the amount of \$1,000,000.00 is available within the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2023 Capital Improvements Budget and a transfer of funds and appropriation are necessary to align funding for these project expenditures. Funds are appropriated.

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

This expenditure is to modify a contract that was put in place prior to the implementation of the Minority and Woman Owned Business Enterprise & Small Local Business Enterprise program and as such is not a part of the program.

To amend the 2023 Capital Improvement Budget; to authorize the transfer of funds and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a contract modification with Korda/Nemeth Engineering, Inc. in connection with the Economic and Community Development - 3P GE North Market project; to authorize the expenditure of up to \$1,000,000.00 from the Streets and Highways Bond Fund for the project. (\$1,000,000.00)

**WHEREAS**, contract no. PO265378 with Korda/Nemeth Engineering, Inc., in the amount of \$750,000.00, was authorized by ordinance no. 0577-2021; and

**WHEREAS**, it has become necessary to modify the contract in an amount up to \$1,000,000.00 and provide additional funds for the Economic and Community Development - 3P GE North Market project; and

**WHEREAS**, it is necessary to amend the 2023 Capital Improvement Budget and transfer cash and appropriation to provide funding for project expenditures; and

**WHEREAS**, it is necessary to expend funds relative to the project; and

**WHEREAS**, this expenditure is to modify a contract that was put in place prior to the implementation of the Minority and Woman Owned Business Enterprise & Small Local Business Enterprise Program and as such is not a part of the program; **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 to establish sufficient authority for this project:

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

7704 / P440005-100000 / UIRF - Urban Infrastructure Recovery Fund (59-12) (Voted Carryover) / \$5,234,279.00 / (\$1,000,000.00) / \$4,234,279.00

7704 / P590415-100026 / Economic and Community Development - 3P GE North Market (Voted Carryover) / \$0.00 / \$1,000,000.00 / \$1,000,000.00

**SECTION 2.** That the transfer of \$1,000,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P440005-100000 (UIRF - Urban Infrastructure Recovery Fund (59-12)), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P590415-100026 (Economic and Community Development - 3P GE North Market), Object Class 06 (Capital Outlay) between projects per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Service be, and hereby is, authorized to enter into a contract modification with Korda/Nemeth Engineering, Inc. at 1650 Watermark Drive, Suite 200, Columbus, Ohio 43215, for the Economic and Community Development - 3P GE North Market project in the amount of \$1,000,000.00, or so much thereof as may be needed, in accordance with the plans and specifications on file in the Department of Public Service, which are hereby approved.

**SECTION 4.** That the expenditure of \$1,000,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P590415-100026 (Economic and Community Development - 3P GE North Market), in Object Class 06 (Capital Outlay) 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.