



## Legislation Details (With Text)

**File #:** 2652-2012      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 11/19/2012      **In control:** Development Committee  
**On agenda:** 12/10/2012      **Final action:** 12/12/2012

**Title:** To authorize the Directors of the Departments of Development and Public Service to amend the Design Agreement for the Columbus Coated Fabrics site with Wagenbrenner Development, Inc. by increasing the scope of work to include additional design services and to increase the contract amount; to authorize the expenditure of \$350,061.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$350,061.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

| Date       | Ver. | Action By             | Action   | Result |
|------------|------|-----------------------|----------|--------|
| 12/12/2012 | 1    | CITY CLERK            | Attest   |        |
| 12/11/2012 | 1    | MAYOR                 | Signed   |        |
| 12/10/2012 | 1    | COUNCIL PRESIDENT     | Signed   |        |
| 12/10/2012 | 1    | Columbus City Council | Approved | Pass   |

**Background:** The City of Columbus entered into a Design Agreement with Wagenbrenner Development, Inc. in the amount of \$1,078,700.00 to design public right-of-way improvements in and around the former Columbus Coated Fabrics site. During the design phase it became apparent that additional design services would be necessary to address all the unforeseen conditions in order to construct proper roadways and effective infrastructure. For this reason it is desirable to modify the existing design contract to include these additional design services and to increase the dollar amount by \$350,061.00 for a total contract amount of \$1,428,761.00

**Fiscal Impact:** \$350,061 is available in Capital Fund 704 Streets and Highways G.O. Bonds.

**Emergency Justification:** Emergency action is requested in order to reimburse the Developer for additional costs of design services already provided.

To authorize the Directors of the Departments of Development and Public Service to amend the Design Agreement for the Columbus Coated Fabrics site with Wagenbrenner Development, Inc. by increasing the scope of work to include additional design services and to increase the contract amount; to authorize the expenditure of \$350,061.00 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$350,061.00)

**WHEREAS,** Wagenbrenner Development, Inc. is under contract with the City as the developer of the Columbus Coated Fabrics site; and

**WHEREAS,** Ordinance 0043-2009 authorized the City to enter into a Design Agreement with the developer to design public right-of-way improvements in and around the site; and

**WHEREAS**, Ordinance 1368-2009 authorized the first amendment to the Design Agreement to increase the scope of work to allow for the completion of a traffic study and to increase the contract amount by \$18,700; and

**WHEREAS**, during the design phase additional design services were necessary to address all the unforeseen conditions so that proper roadways and effective infrastructure could be constructed; and

**WHEREAS**, additional design services have been rendered in the amount of \$350,061.00; and

**WHEREAS**, it is desirable by both the Wagenbrenner Development, Inc. and the City of Columbus to modify the existing contract in scope and dollars in order to reimburse for the additional design services provided; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to amend the Design Agreement for the Columbus Coated Fabrics site with Wagenbrenner Development, Inc. in order to reimburse the Developer for additional costs of design services already provided, all for the preservation of 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 Directors of Development and Public Service are hereby authorized and directed to amend contract EL009527 with Wagenbrenner Development, Inc. by increasing the scope and dollars by \$350,061.00 to provide additional design services to allow for construction of proper roadways and effective infrastructure in and around the Columbus Coated Fabrics redevelopment site bring the total contract amount to \$1,428,761.00.

**Section 2.** That for the purpose stated in Section 1, the expenditure of up to \$350,061.00 from the Development Department, Division No. 44-01, Fund No. 704 Streets and Highways G.O. Bonds, Project No. 440104-100002 Miscellaneous Economic Development Columbus Coated, OCA Code 592104, Object Level 3 - 6680 is hereby authorized.

**Section 3.** 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 4.** That it is further agreed that in all other aspects, this contract remains unchanged.

**Section 5.** That for 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.