



## Legislation Details (With Text)

**File #:** 1803-2021      **Version:** 1

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

**File created:** 6/25/2021      **In control:** Public Service & Transportation Committee

**On agenda:** 7/19/2021      **Final action:** 7/22/2021

**Title:** To amend the 2020 Capital Improvements Budget; to authorize the transfer of cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a contract modification with Double Z Construction Company in connection with the King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street projects; to authorize the expenditure of up to \$312,380.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$312,380.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 1803-2021 Accounting Template King Lincoln

Date	Ver.	Action By	Action	Result
7/22/2021	1	CITY CLERK	Attest	
7/20/2021	1	MAYOR	Signed	
7/19/2021	1	COUNCIL PRESIDENT	Signed	
7/19/2021	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to modify and increase an existing contract with Double Z Construction Company for the King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street project (P441770-100000, the “Streetscape Improvements”) project in an amount up to \$312,380.00.

Ordinance 0404-2021 authorized the Director of Public Service to enter into a contract with Double Z Construction Company for the construction of the King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street project and to provide for construction administration and inspection services.

The work performed to date for this project consists of the underground Division of Power and Joint communication duct bank through Long St, Garfield, Talmadge and Monroe, grading for the sidewalk that abuts to the Borrer development and roadway grading in the Phase 1 Maintenance of Traffic sequence all have been completed.

The work for modification 1 will consist of an additional duct vault and 1,888 accumulative feet of additional duct bank conduit as required, and other such work as may be necessary to complete the contract.

The original contract amount, no inspection:	\$3,275,108.84	(PO265380, Ord. 0404-2021)
The total of Modification No. 1, no inspection:	<u>\$ 312,380.00</u>	(This Ordinance)
The contract amount including all modifications:	\$3,587,488.84	

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Double Z Construction Company.

### 2. UNPLANNED MODIFICATION

This is an unplanned modification that is necessary due to duct bank revisions that were not included in the original design as it is being presented by the City Design team as a plan revision. The plan revision is significant in nature and was not fully contemplated during the design phase. Changes to the duct bank infrastructure was revised following the award of the contract. It was deemed to be more cost efficient to modify the existing contract than to bid this part of the work.

### 3. CONTRACT COMPLIANCE

The contract compliance number for Double Z Construction Company is CC005966 and expired 06/10/2021. The vendor will be contract compliant by the time Council reads the ordinance.

### 4. Pre-Qualification Status

Double Z Construction Company and all proposed trades subcontractors have met Code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

### 5. FISCAL IMPACT

Funds in the amount of \$312,380.00 are available for this project in Fund 7704, the Streets and Highways Bond Fund. An amendment to the 2020 Capital Improvement Budget and a transfer of cash and appropriation is required to establish sufficient budget authority for the project.

### 6. EMERGENCY DESIGNATION

Emergency action is requested to prevent unnecessary delays in the completion of modification 1 for the King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street project to facilitate the completion of planned improvements in a timely manner, to ensure the safety of the traveling public.

To amend the 2020 Capital Improvements Budget; to authorize the transfer of cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a contract modification with Double Z Construction Company in connection with the King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street projects; to authorize the expenditure of up to \$312,380.00 from the Streets and Highways Bond Fund; and to declare an emergency. (\$312,380.00)

**WHEREAS**, contract no. PO265380 with Double Z Construction Company, in the amount of \$3,602,619.72, was authorized by ordinance no. 0404-2021; and

**WHEREAS**, it has become necessary to modify the contract in an amount up to \$312,380.00 for the purpose of performing additional construction work in the King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street projects; and

**WHEREAS**, it is necessary to provide for contract payment for that project; and

**WHEREAS**, it is necessary to amend the 2020 Capital Improvement Budget to align funding for project expenditures; and

**WHEREAS**, a transfer of appropriation and cash is necessary; 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 a contract modification with Double Z Construction Company to prevent delays in the construction schedule, to ensure the safety of the traveling 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 2020 Capital Improvements Budget authorized by Ordinance 2521-2020 be amended to establish sufficient authority for this project:

**Fund / Project / Project Name / Current C.I.B. / Amendment Amount / C.I.B. as Amended**

7704 / P530058-100005 / NCR - Public Infrastructure (Voted 2019 SIT Supported) / \$1,665,466.00 / (\$312,380.00) / \$1,353,086.00

7704 / P441770-100000 / King Lincoln District - Long, Garfield, Monroe and Talmadge (Voted 2019 SIT Supported) / \$0.00 / \$312,380.00 / \$312,380.00

**SECTION 2.** That the transfer of \$312,380.00 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 P530058-100005 (NCR - Public Infrastructure), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), P441770-100000 (King Lincoln District - Long, Garfield, Monroe and Talmadge), Object Class 06 (Capital Outlay) per the accounting 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 Double Z Construction Company located at 2550 Harrison Road, Columbus, OH 43204, for the King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street project in the amount of \$312,380.00, 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 \$312,380.00 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 P441770-100000 (King Lincoln District - Long Street, Garfield Avenue, Monroe Avenue and Talmadge Street), 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 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.