



## Legislation Details (With Text)

**File #:** 1167-2015      **Version:** 1

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

**File created:** 4/22/2015      **In control:** Public Service & Transportation Committee

**On agenda:** 5/18/2015      **Final action:** 5/20/2015

**Title:** To amend the 2015 Capital Improvements Budget; to appropriate funds within the Street and Highway Improvement Fund; to transfer cash and appropriation within the Streets and Highways G.O. Bonds Fund; to transfer funds between the Streets and Highways Bond Fund, the Fed-State Highway Engineering Fund, and the Local Transportation Improvement Fund; to appropriate funds within the Fed-State Highway Engineering Fund and the Local Transportation Improvement Fund; to authorize the Director of Public Service to enter into a contract with Shelly and Sands for the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project; to expend up to \$16,561,733.79 from the Federal-State Highway Engineering Fund, the Local Transportation Improvement Fund, and the Street and Highway Improvement Fund for contract and construction administration and inspection services in connection with the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project; and to declare an emergency. (\$16,561,733.79)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
5/20/2015	1	CITY CLERK	Attest	
5/19/2015	1	MAYOR	Signed	
5/18/2015	1	COUNCIL PRESIDENT	Signed	
5/18/2015	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into contract in an amount up to \$15,076,712.91 for the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project and to pay construction administration and inspection costs up to \$1,485,020.88.

The work for this project consists of the reconstruction of Hard Road between Sawmill Road and Smoky Row Road including work at the intersection of Hard Road and Sawmill Rd. The work consists of roadway widening of Hard Road from two lanes to five lanes and includes: turn lanes, pavement, curbs, sidewalks, lighting, storm sewers, traffic signals, signs and pavement markings.

The estimated Notice to Proceed date is May 25, 2015. Office of Support Services let the project through vendor services and Bid Express. Four bids were received on February 24, 2015 (4 majority) and tabulated on February 25, 2015, as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Status</u>
Shelly and Sands, Inc.	\$15,076,712.91	Columbus, Ohio	Majority
Complete General Construction Co.	\$15,782,963.67	Columbus, Ohio	Majority
Trucco Construction Company	\$15,969,707.31	Gahanna, Ohio	Majority

Nickolas Savko & Sons, Inc.                      \$17,796,962.09                      Columbus, Ohio                      Majority

Shelly and Sands, Inc. is to receive the award as being the lowest, best, most responsive and most responsible bidder.

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

**Pre-Qualification Status**

The Ohio Department of Transportation (ODOT) is to provide the majority of the funding for this project. ODOT does not allow prequalification requirements. The bidder and subcontractors are exempt from the prequalification requirements under relevant sections of Columbus City Code Chapter 329.

**2. CONTRACT COMPLIANCE**

Shelly and Sands, Inc.'s contract compliance number is 314351261 and expires 1/6/16.

**3. EMERGENCY DESIGNATION**

The department requests emergency designation so as to keep on schedule for federal funding and to meet federal funding deadlines for construction.

**4. FISCAL IMPACT**

A reimbursement grant from ODOT will pay \$10,017,923.58 of the cost. A reimbursement grant from OPWC will pay for \$1,799,678.89 of the cost. Dublin will contribute \$2,718,050.02 for the project, and the remaining \$2,026,081.30 will come from funds with Department of Public Service.

To amend the 2015 Capital Improvements Budget; to appropriate funds within the Street and Highway Improvement Fund; to transfer cash and appropriation within the Streets and Highways G.O. Bonds Fund; to transfer funds between the Streets and Highways Bond Fund, the Fed-State Highway Engineering Fund, and the Local Transportation Improvement Fund; to appropriate funds within the Fed-State Highway Engineering Fund and the Local Transportation Improvement Fund; to authorize the Director of Public Service to enter into a contract with Shelly and Sands for the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project; to expend up to \$16,561,733.79 from the Federal-State Highway Engineering Fund, the Local Transportation Improvement Fund, and the Street and Highway Improvement Fund for contract and construction administration and inspection services in connection with the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project; and to declare an emergency. (\$16,561,733.79)

**WHEREAS**, the City of Columbus Department of Public Service is engaged in the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project; and

**WHEREAS**, bids were received on February 24, 2015, and tabulated on February 25, 2015, for the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project and a satisfactory bid has been received; and

**WHEREAS**, Shelly and Sands, Inc., will be awarded the contract for the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project; and

**WHEREAS**, it is necessary to enter into contract with Shelly and Sands, Inc.; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

**WHEREAS**, funding for this project is from the Ohio Department of Transportation which does not allow prequalification requirements; therefore, the bidder and subcontractors are exempt from the prequalification requirements of the relevant sections of Columbus City Code Chapter 329; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is

immediately necessary to expedite the commencement of this project in order to maintain the overall construction schedule to meet the federal funding deadlines, 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 2015 Capital Improvements Budget authorized by Ordinance 0557-2015 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / Current / Change / Amended

704 / 530161-100139 / Roadway Improvement - I70/I71 East Interchange Phase 2D (Voted Carryover) / \$4,670,000 / (\$2,026,082) / \$2,643,918

704 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (Voted Carryover) / \$0.00 / \$2,026,082 / \$2,026,082

704 / 530161-100139 / Roadway Improvement - I70/I71 East Interchange Phase 2D (Voted 2013) / \$0.00 / \$2,026,082 / \$2,026,082

704 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (Voted 2013) / \$2,950,000 / (\$2,026,082) / \$923,918

766 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (Street & Highway Imp Carryover) / \$2,048,337 / \$669,714 / \$2,718,051 (to match cash)

**SECTION 2.** The sum of up to \$2,718,050.02 be and is hereby appropriated from the unappropriated balance of the Street & Highway Improvement Fund, Fund 766, 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 ending December 31, 2015, as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

766 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road (Street and Highway Imp Carryover) / 06-6600 / 760338 / \$2,718,050.02

**SECTION 3.** That the City Auditor be and is hereby authorized and directed to transfer cash and appropriation within the Streets and Highways G.O. Bonds Fund, No. 704, as follows:

**Transfer from:**

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100139 / Roadway Improvement - I70/I71 East Interchange Phase 2D / 06-6600 / 704139 / \$2,026,081.30

**Transfer to:**

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road / 10-5501 / 740338 / \$2,026,081.30

**SECTION 4.** That the City Auditor be and is hereby authorized and directed to transfer funds between the Streets and Highways Bond Fund, No. 704, and the Fed-State Highway Engineering Fund, No. 765, and the Local Transportation Improvement Fund, No. 763, as follows:

**Transfer from:**

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road / 10-5501 / 740338 / \$2,026,081.30

**Transfer to:**

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 598095-100000 / Hard Road Phase A 17585 / 80-0886 / 598095 / \$1,107,494.70

763 / 598195-100000 / Hard Road Phase A CCZ02 / 80-0886 / 598195 / \$918,586.60

**SECTION 5.** The City Auditor be and is hereby authorized to appropriate a sum of \$11,125,418.28 within Fund 765, the Fed-State Highway Engineering Fund, Dept-Div. 59-12, Division of Design and Construction, and as follows:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 598095-100000 / Hard Road Phase A 17585 / 06-6600 / 598095 / \$11,125,418.28

**SECTION 6.** The City Auditor be and is hereby authorized to appropriate a sum of \$2,718,265.49 within Fund 763, the Local Transportation Improvement Fund, Dept-Div. 59-12, Division of Design and Construction, and as follows:

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

763 / 598195-100000 / Hard Road Phase A CCZ02 / 06-6600 / 598195 / \$2,718,265.49

**SECTION 7.** That the Director of Public Service be and is hereby authorized to enter into a contract with Shelly and Sands, Inc., 1515 Harmon Avenue, Columbus, OH 43215 for the construction of the Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Rd - Smoky Row Rd project. in the amount of up to \$15,076,712.91 in accordance with the specifications and plans on file in the Office of the Support Services, which are hereby approved; and to obtain and pay for the necessary inspection costs associated with this project up to a maximum of \$1,485,020.88.

**SECTION 8.** That for the purpose of paying the cost of this contract the sum of up to \$16,561,733.79 or so much thereof as may be needed, is hereby authorized to be expended from the Federal-State Highway Engineering Fund, No. 765, the Local Transportation Improvement Fund, No. 763, and the Street and Highway Improvement Fund, No. 766, as follows:

**Contract (\$15,076,712.91)**

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 598095-100000 / Hard Road Phase A 17585 / 06-6631 / 598095 / \$10,114,016.61

763 / 598195-100000 / Hard Road Phase A CCZ02 / 06-6631 / 598195 / \$2,471,150.45

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

766 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road / 06-6631 / 760338 / \$2,491,545.85

**Inspection (\$1,485,020.88)**

**Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount**

765 / 598095-100000 / Hard Road Phase A 17585 / 06-6687 / 598095 / \$1,011,401.67

763 / 598195-100000 / Hard Road Phase A CCZ02 / 06-6687 / 598195 / \$247,115.04

**Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount**

766 / 530103-100038 / Arterial Street Rehabilitation - Hard Road Phase A/Sawmill Road - Smoky Row Road / 06-6687 / 760338 / \$226,504.17

**SECTION 9.** 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 10.** 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 11.** 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 12.** 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.