



Legislation Details (With Text)

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On agenda: 2/22/2010 **Final action:** 2/24/2010

Title: To authorize the Director of Public Service to execute a professional engineering services contract modification with Barr and Prevost in the amount of \$132,319.23; to authorize the City Auditor to replace a previously canceled encumbrance in the amount of \$95,909.77, in connection with the North High Street - Flint Road to County Line Improvement project; to amend the 2009 CIB; to authorize the transfer and expenditure of funds within the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$228,229.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
2/24/2010	1	CITY CLERK	Attest	
2/23/2010	1	MAYOR	Signed	
2/22/2010	1	Columbus City Council	Approved	Pass
2/22/2010	1	COUNCIL PRESIDENT	Signed	
2/5/2010	1	Service Drafter	Sent to Clerk's Office for Council	
2/4/2010	1	Service Drafter	Sent for Approval	
2/4/2010	1	EBOCO Reviewer	Sent for Approval	
2/4/2010	1	ODI DIRECTOR	Reviewed and Approved	
2/4/2010	1	Service Drafter	Sent for Approval	
2/4/2010	1	CITY ATTORNEY	Reviewed and Approved	
2/3/2010	1	Service Drafter	Sent for Approval	
2/3/2010	1	Auditor Reviewer	Reviewed and Approved	
2/3/2010	1	CITY AUDITOR	Reviewed and Approved	
2/2/2010	1	FINANCE DIRECTOR	Reviewed and Approved	
2/1/2010	1	Finance Reviewer	Reviewed and Approved	
2/1/2010	1	Finance Reviewer	Reviewed and Approved	
1/29/2010	1	Service Drafter	Sent for Approval	
1/29/2010	1	SERVICE DIRECTOR	Reviewed and Approved	
1/29/2010	1	Service Drafter	Sent for Approval	
1/28/2010	1	Service Reviewer	Reviewed and Approved	
1/25/2010	1	Service Drafter	Sent for Approval	

1. BACKGROUND

The City of Columbus is engaged in a project identified as the North High Street - Flint Road to County Line Improvement Project. The purpose of this project is to widen High Street by one lane in each direction, add ADA compliant sidewalks and curb ramps, improve drainage and update the traffic signals from Flint Road north to the Delaware County line.

The Department of Public Service has an existing contract with Barr and Prevost for the design of this project. This legislation authorizes the Director of Public Service to modify and increase this contract. The design of the project has been finished to meet City of Columbus requirements. The city has applied for Transportation Review Advisory Council (TRAC) funds for construction. To qualify for this funding, this project must meet federal requirements which includes a National Environmental Policy Act (NEPA) document and each signal must be warranted. As part of this modification the consultant will prepare a NEPA document (which includes: ecological study, phase 1 cultural study, environmental site assessment screening, air quality analysis, preliminary noise analysis, archeology survey), and perform a warrant analysis at each signalized intersection. Design is estimated to be completed by February 2011. This consultant has all of the drawing files, survey data, and intimate knowledge of the design of this project. The cost for this modification was determined by negotiations with the design consultant.

0.95 miles of 5 foot wide sidewalk will be added or reconstructed in this project on the West side of the road.

0.95 miles of shared-use path on the east side. 38 ADA ramps will be added or reconstructed in this project.

This project complies with the recommendation of the Pedestrian Thoroughfare Plan because it provides a 5 foot sidewalk for the length of the project. Pedestrian generators and destinations impacting the proposed project include restaurants, a church, and condominiums. Environmental "Green" materials or processes associated with this project include Stormwater Best Management Practices.

The original contract amount for this project was \$209,840.00 authorized by ordinance 3088-96, the first modification for this project in the amount of \$50,000.00 was authorized by ordinance 1141-2004 to expand the scope of services to cover the cost of plan revisions and updates. The second modification for this project in the amount of \$44,817.00 was authorized by ordinance 1689-2005 to design a right turn lane from southbound High Street to westbound Lazelle Road and to add sidewalk and curb ramps along the west side of High Street. The third modification for this project in the amount of \$23,084.00 was authorized by ordinance 1846-2007 to revise the plans to meet new EPA regulations and to change the sidewalk on the east side of High Street to a multi-use trail.

In 2003 an encumbrance cancellation was inadvertently processed for the amount of \$95,909.77.

This ordinance authorizes modification #4 in the amount of \$132,319.23 and replaces a previously canceled encumbrance in the amount of \$95,909.77. The total contract amount including all modifications is \$460,060.23.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Barr and Prevost.

2. CONTRACT COMPLIANCE

Barr and Prevost's contract compliance number is 311347309 and expires 5/5/11.

3. FISCAL IMPACT

Monies in the amount of \$228,229.00 to pay for these costs are available within the Streets and Highways G.O. Bonds Fund for the Division of Design and Construction, due to cancellation of encumbrances from completed projects.

4. EMERGENCY JUSTIFICATION

Emergency action is requested for this legislation in order to maintain the project schedule and meet scheduling requirements of the TRAC program.

To authorize the Director of Public Service to execute a professional engineering services contract modification with Barr and Prevost in the amount of \$132,319.23; to authorize the City Auditor to replace a previously canceled encumbrance in the amount of \$95,909.77, in connection with the North High Street - Flint Road to County Line Improvement project; to amend the 2009 CIB; to authorize the transfer and expenditure of funds within the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$228,229.00)

WHEREAS, the City of Columbus, Department of Public Service, Division of Design and Construction, is engaged in the North High Street - Flint Road to County Line Improvement Project; and

WHEREAS, the purpose of this project is to widen North High Street by one lane in each direction, add ADA compliant sidewalks and curb ramps, improve drainage and update the traffic signals from Flint Road north to the Delaware County line; and

WHEREAS, City Auditor's Contract CT-17926 was authorized by Ordinance No. 3088-96, passed December 16, 1996, executed January 13, 1997 and approved by the City Attorney on January 16, 1997; and

WHEREAS, in 2003, \$95,909.77 was inadvertently canceled from encumbrance number XC817926 and must be replaced for the completion of this design; and

WHEREAS, the first modification for this project in the amount of \$50,000.00 was authorized by ordinance 1141-2004, passed by City Council 7/19/04; and

WHEREAS, the second modification for this project in the amount of \$44,817.00 was authorized by ordinance 1689-2005, passed by City Council 12/12/05; and

WHEREAS, the third modification for this project in the amount of \$23,084.00 was authorized by ordinance 1846-2007, passed by City Council 12/10/07; and

WHEREAS, this legislation authorizes the fourth modification to this contract in the amount of \$132,319.23 which is necessary to include a National Environmental Policy Act document required by the Transportation Review Advisory Council; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is necessary to meet scheduling requirements of the Transportation Review Advisory Council for potential project funding, thereby preserving the Federal funds and 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 Director of the Department of Public Service be and is hereby authorized to modify and increase Contract No. CT-17926 with Barr and Prevost at 2800 Corporate Exchange Drive, Suite 240, Columbus, Ohio 43231 in an amount not to exceed \$132,319.23, to include a National Environmental Policy Act document required by the Transportation Review Advisory Council.

Section 2. That the expenditure of \$228,229.00 be authorized to fund this modification in the amount of \$132,319.23; and to replace cancelled encumbrance XC817926 in the amount of \$95,909.77 as follows:

Department/Division 59-12

Division of Design and Construction

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

704 / 530103-100013 / Arterial Street Rehabilitation - North High Street/Flint Road to County Line / 06-6682 / 741313 / \$228,229.00

Section 3. That the 2009 Capital Improvements Budget established within ordinance 0806-2009 be and hereby is amended to provide sufficient authority for this project as follows:

Project Number / Project / Current CIB Amount / Amendment Amount / CIB Amount

704999-100000 / Unallocated Balance (Carryover) / \$1,245,411.00 (Carryover) / (\$228,229.00) (Carryover) / \$1,017,182.00 (Carryover)

530103-100013 / Arterial Street Rehabilitation - North High Street/Flint Road to County Line (Carryover) / \$150,000.00 (Carryover) / \$228,229.00 (Carryover) / \$378,229.00 (Carryover)

Section 4. That the sum of \$228,229.00 be and hereby is appropriated from the unappropriated balance of Fund 704, the Streets and Highways G.O. Bonds Fund, and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 as follows:

Division of Design and Construction, Dept-Div 59-12:

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

704 / 704999-100000 / Unallocated Balance / 06-6600 / 591254 / \$228,229.00

Section 5. To move cash and appropriation between projects within Fund 704, the Streets & Highways G.O. Bond Fund as follows:

FROM:

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

704 / 704999-100000 / Unallocated Balance / 06-6600 / 591254 / \$228,229.00

TO:
Fund / Project # / Project / O.L. 01-03 Codes / OCA Code
704 / 530103-100013 / Arterial Street Rehabilitation - North High Street/Flint Road to County Line / 06-6682 / 741313 / \$228,229.00

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 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.