



Legislation Details (With Text)

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On agenda: 11/5/2018 **Final action:** 11/7/2018

Title: To amend the 2018 Capital Improvements Budget; to authorize the transfer of funds between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a contract modification with Shelly & Sands in connection with the Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street project; to authorize the expenditure of up to \$660,000.00 from the Streets and Highways Bond Fund to pay for the contract modification and construction administration and inspection; and to declare an emergency. (\$660,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD 2679-2018 Legislation Template.pdf

Date	Ver.	Action By	Action	Result
11/7/2018	1	CITY CLERK	Attest	
11/6/2018	1	MAYOR	Signed	
11/5/2018	1	COUNCIL PRESIDENT	Signed	
11/5/2018	1	Columbus City Council	Approved	Pass

1. BACKGROUND

This legislation authorizes the Director of Public Service to modify and increase an existing contract with Shelly & Sands, Inc., for the Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street project and to provide payment for construction, construction administration, and construction inspection services in an amount up to \$660,000.00. The contract modification amount is \$600,000.00, and the amount for construction administration and inspection is \$60,000.00.

Ordinance 0561-2017 authorized the Director of Public Service to enter into a contract with Shelly & Sands, Inc., for the construction of the Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street project and to provide for construction administration and inspection services.

The work performed to date for this project consists of signal underground work, mast arms, curb ramps, storm sewer improvements, and concrete bump outs.

The work for modification 1 will consist of the construction of two additional traffic signals at the intersections of Hosack and Parsons and Innis at Parsons, decorative bike racks, replacing dead trees throughout the corridor, constructing pedestrian crossings at the intersection of Parsons Avenue and Stewart and the intersection of Parsons Avenue at Deshler, and other such work as may be necessary to complete the contract.

The original contract amount:	\$4,619,829.50	(PO056345, Ord. 0561-2017)
The total of Modification No. 1:	<u>\$600,000.00</u>	(This Ordinance)
The contract amount including all modifications:	\$5,219,829.50	

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no

findings against Shelly & Sands, Inc.

2. UNPLANNED MODIFICATION

This is an unplanned modification to cover the cost of unforeseen work needed for the project after construction began. This unforeseen work exceeded the project's contingency amount. Two traffic signals (Hosack at Parsons and Innis at Parsons) that were not warranted when the project began are now warranted and must be retained and constructed. Other work includes installing decorative bike racks, replacing dead trees throughout the corridor, and constructing pedestrian crossings at Parsons Avenue and Stewart and Parsons Avenue at Deshler. It was deemed to be more cost efficient to modify the existing contract than to bid this additional work.

3. CONTRACT COMPLIANCE

The contract compliance number for Shelly & Sands, Inc., is CC006043 and expires 3/1/20.

4. PRE-QUALIFICATION STATUS

Shelly & Sands, Inc., 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

Funding in the amount of \$660,000.00 is available within the Streets and Highways Bond Fund, Fund 7704, within the Department of Public Service. An amendment to the 2018 Capital Improvements Budget and a transfer of funds are necessary to align funding for these project expenditures.

6. EMERGENCY DESIGNATION

Emergency action is requested to prevent a delay in the planned completion date of the Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street project, thereby preserving the public health, peace, safety, and welfare of the travelling public.

To amend the 2018 Capital Improvements Budget; to authorize the transfer of funds between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a contract modification with Shelly & Sands in connection with the Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street project; to authorize the expenditure of up to \$660,000.00 from the Streets and Highways Bond Fund to pay for the contract modification and construction administration and inspection; and to declare an emergency. (\$660,000.00)

WHEREAS, contract no. PO056345 with Shelly & Sands, Inc., in the amount of \$4,619,829.50, was authorized by ordinance no. 0561-2017; and

WHEREAS, it has become necessary to modify the contract in an amount up to \$600,000.00 for the purpose of performing additional construction; and

WHEREAS, it is necessary to provide funds of up to \$60,000.00 for construction administration and inspection services; and

WHEREAS, it is necessary to amend the 2018 Capital Improvement Budget and transfer cash to align funding for project expenditures; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to enter into a contract modification with Shelly & Sands, Inc., to prevent delays in the construction schedule, thereby preserving the public health, peace, safety, and welfare; **now, therefore**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the 2018 Capital Improvements Budget authorized by Ordinance 1010-2018 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 / P590910-100002 / SciTech-OSU research park envir. (Voted Carryover) / \$140,001.00 / (\$140,001.00) / \$0.00
7704 / P530103-100000 / 59-03 Arterial Street Rehabilitation (Voted 2016 Debt SIT Supported) / \$615,165.00 / (\$500,643.00) / \$114,522.00

7704 / P530161-100067 / Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street (Voted Carryover) / \$19,356.00 / \$140,001.00 / \$159,357.00

7704 / P530161-100067 / Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street (Voted 2016 Debt SIT Supported) / \$0.00 / \$500,643.00 / \$500,643.00

SECTION 2. That the transfer of \$140,000.13 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 P590910-100002 (SciTech-OSU research park envir.), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), P530161-100067 (Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$500,643.00 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 P530103-100000 (59-03 Arterial Street Rehabilitation), to Dept-Div 5912 (Design and Construction), P530161-100067 (Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 4. That the Director of Public Service be and hereby is authorized to enter into a contract modification with Shelly & Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio, 43223, for the Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street project in the amount of \$600,000.00, 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; and to obtain and pay for the necessary construction administration and inspection costs associated with the project up to a maximum of \$60,000.00.

SECTION 5. That the expenditure of \$660,000.00 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 P530161-100067 (Roadway Improvements - Parsons Avenue Corridor - Livingston Avenue to Hosack Street), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 6. 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 7. 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 8. 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 9. 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.