



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

File created: 11/3/2023 **In control:** Public Service & Transportation Committee

On agenda: 12/4/2023 **Final action:** 12/7/2023

Title: To amend the 2023 Capital Improvement Budget; to authorize the Director of Public Service to enter into contract with Complete General Construction Company for the Bridge Rehabilitation - Annual Citywide Contract project; to authorize the expenditure of up to \$1,415,674.47 from the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$1,415,674.47)

Sponsors:

Indexes: MBE Participation, WBE Participation

Code sections:

Attachments: 1. Ord 3143-2023 Acct Temp, 2. Ord 3143-2023 Citywide Bridge Map, 3. Ord 3143-2023 Subcontractors

Date	Ver.	Action By	Action	Result
12/7/2023	1	CITY CLERK	Attest	
12/6/2023	1	ACTING MAYOR	Signed	
12/4/2023	1	COUNCIL PRESIDENT	Signed	
12/4/2023	1	Columbus City Council	Approved	Pass

1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Complete General Construction Company for the Bridge Rehabilitation - Annual Citywide Contract and to provide payment for construction, construction administration and inspection services.

This contract includes the general maintenance of several bridges within the City of Columbus. Types of work may include, but are not limited to, concrete patching, expansion joint repairs, waterproofing, lighting repairs, placement of scour countermeasures, channel cleanout, deck overlay, asphalt repairs, bearing rehab, bridge painting, site prep and other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents. The listed maintenance activities are standard bridge costs and not performed on a regular interval. The expectation is that the maintenance efforts will last longer than five years and extends the useful life of the bridge before larger, more expensive repairs are needed.

The estimated Notice to Proceed date is December 21, 2023. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on October 3, 2023, (both majority) and tabulated as follows:

Company Name	Bid Amount	City/State	Majority/ODI Certification
Double Z Construction	\$1,241,416.22	Columbus, OH	Majority
Complete General Construction	\$1,286,976.79	Columbus, OH	Majority

Double Z Construction Company submitted the lowest bid but did not meet the MBE/WBE goal. All bids and supporting documents were sent to the Office of Diversity and Inclusion (ODI) for review. ODI determined Double Z Construction not only did not meet the assigned MBE/WBE goal of 12% but also did not receive a passing score of 80 out of 100 possible points in the Good Faith Effort. ODI stated it is their position to go with the lowest most comparable bid and the

second low bidder, Complete General Construction Company, who achieved the goal.

Award is to be made to Complete General Construction Company as the lowest most comparable bid that successfully met the MBE/WBE program goal, for their bid of \$1,286,976.79. The amount of construction administration and inspection services will be \$128,697.68. The total legislated amount is \$1,415,674.47.

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

As part of their bid Complete General Construction has proposed the following subcontractors to work on the project:

<u>Company Name</u>	<u>City/State</u>	<u>Majority/ODI Certification</u>
Lake Erie Construction	Norwalk, Ohio	MAJ
360 Construction Co, Inc.	Brunswick, Ohio	MAJ
Griffin Pavement Striping	Columbus, Ohio	MAJ
Armstrong Steel Erectors, Inc.	Newark, Ohio	MAJ
McDaniels Construction	Columbus, Ohio	MBE
Cap-Stone & Assoc.	Columbus, Ohio	WBE

2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Complete General Construction Company is CC006056 and expires 5/10/25.

3. PRE-QUALIFICATION STATUS

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

4. FISCAL IMPACT

Funding in the amount of \$1,415,674.47 is available and appropriated within the Streets and Highways Bond Fund, Fund 7704. An amendment to the 2023 Capital Improvement Budget is necessary to align spending with the proper project.

5. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 12% as assigned by the City's Office of Diversity and Inclusion (ODI). Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the "City's Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual" and in the "City of Columbus MBE/WBE Program Special Provision" that were part of the bid documents for this contract.

6. EMERGENCY DESIGNATION

Emergency action is requested in order to complete needed maintenance and improvements at the earliest possible time to ensure the safety of the traveling public.

To amend the 2023 Capital Improvement Budget; to authorize the Director of Public Service to enter into contract with Complete General Construction Company for the Bridge Rehabilitation - Annual Citywide Contract project; to authorize the expenditure of up to \$1,415,674.47 from the Streets and Highways Bond Fund for the project; and to declare an emergency. (\$1,415,674.47)

WHEREAS, the Department of Public Service is engaged in the Bridge Rehabilitation - Annual Citywide Contract project; and

WHEREAS, the work for this project consists of the general maintenance of several bridges within the City of Columbus. Types of work may include, but are not limited to, concrete patching, expansion joint repairs, waterproofing, lighting repairs, placement of scour countermeasures, channel cleanout, deck overlay, asphalt repairs, bearing rehab,

bridge painting, site prep and other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents. The listed maintenance activities are standard bridge costs and not performed on a regular interval. The expectation is that the maintenance efforts will last longer than five years and extends the useful life of the bridge before larger, more expensive repairs are needed; and

WHEREAS, Complete General Construction Company will be awarded the contract for the Bridge Rehabilitation - Annual Citywide Contract project; and

WHEREAS, the Department of Public Service requires funding to be available for the Bridge Rehabilitation - Annual Citywide Contract project for construction expense along with construction administration and inspection services; and

WHEREAS, it is necessary to amend the 2023 Capital Improvement Budget to establish authority within the correct project; and

WHEREAS, this contract opportunity was submitted to the City's Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

WHEREAS, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 12% as assigned by the City's Office of Diversity and Inclusion (ODI); and

WHEREAS, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; 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 contract with Complete General Construction Company to complete needed maintenance and improvements at the earliest possible time to ensure the safety of the traveling public, all for the immediate preservation of the public health, peace, property, safety and welfare; and **NOW, THEREFORE**

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

SECTION 1. That the 2023 Capital Improvements Budget authorized by ordinance 1711-2023 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / Current / Change / C.I.B. as Amended

7704 / P530301-160380 / Bridge Rehabilitation - Whittier Street Bridge Rehab and SUP Widening (Voted Carryover) / \$2,255,335.00 / (\$546,917.00) / \$1,708,418.00

7704 / P530301-992022 / Bridge Rehabilitation - Annual Citywide Contract (2022) (Voted Carryover) / \$868,758.00 / \$546,917.00 / \$1,415,675.00

SECTION 2. That the Director of Public Service be and is hereby authorized to enter into a construction services contract with Complete General Construction Company, 1221 East Fifth Avenue, Columbus, Ohio 43219, for the Bridge Rehabilitation - Annual Citywide Contract project in the amount of up to \$1,286,976.79 in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to pay for necessary construction administration and inspection costs associated with the project up to a maximum of \$128,697.68.

SECTION 3. That the expenditure of \$1,415,674.47, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5911 (Infrastructure Management), Project P530301-992022 (Bridge Rehabilitation - Annual Citywide Contract (2022)), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 4. 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 5. 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 6. 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 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.