



## Legislation Details (With Text)

**File #:** 0657-2015      **Version:** 1

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

**File created:** 2/27/2015      **In control:** Public Service & Transportation Committee

**On agenda:** 3/23/2015      **Final action:** 3/26/2015

**Title:** To authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc.; to encumber funds to pay for the city to perform construction administration and inspection services; to authorize the expenditure of \$570,000.00 from the Streets and Highways Bond Fund for the Downtown Streetscape - High Street - Rich Street to Main Street project; and to declare an emergency. (\$570,000.00).

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
3/26/2015	1	CITY CLERK	Attest	
3/24/2015	1	MAYOR	Signed	
3/23/2015	1	COUNCIL PRESIDENT	Signed	
3/23/2015	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

The City of Columbus and Daimler Group, Inc. (Daimler) are engaged in a Public-Private Partnership (3P) to make streetscape improvements along the east side of South High Street, north side of Main Street and south side of Rich Street in support of the 250 South High project in the River South District of downtown Columbus.

This ordinance seeks authorization for the Director of the Department of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc. and to encumber the funds required for the city to perform construction administration and inspection services relative to the Downtown Streetscape - High Street - Rich Street to Main Street project.

The scope of this project encompasses improvements to South High Street from the south curb line of Rich Street to the north curb line of Main Street, Main Street from the east curb line of South High Street to a point +/- 118 feet east and Rich Street from the east curb line of South High Street to a point +/- 113 feet east and includes new sidewalk, street lights, landscaping and a paver drop-off lane on South High Street. The project also includes replacing a mast arm signal at the southeast corner of South High Street and Rich Street and relocating it from private property into the public right-of-way. The City will reimburse the developer for the underground work scope as part of the signal replacement and the City will install all above-ground items.

The Construction Guaranteed Maximum Reimbursement Agreement will not include reimbursement for construction administration and inspection services. Instead, the City will fund those services directly. The funds required for the City to perform construction administration and inspection services are being legislated prior to the execution of a construction contract for this project to assist Daimler with meeting the project's construction schedule.

## 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Daimler Group, Inc. is 31-1058348 and expires 9/18/16.

## 3. FISCAL IMPACT

Funds in the amount of \$570,000.00 are available for this project in the Streets and Highways Bond Fund within the Department of Public Service.

## 4. EMERGENCY DESIGNATION

Emergency action is requested to allow the Director of the Department of Public Service to immediately execute a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc. relative to the Downtown Streetscape - High Street - Rich Street to Main Street project and to encumber funds necessary to facilitate the construction of those improvements and to pay for the city to perform construction administration and inspection services in order to maintain the project schedule and meet community commitments.

To authorize the City Auditor to transfer cash and appropriation between projects within the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc.; to encumber funds to pay for the city to perform construction administration and inspection services; to authorize the expenditure of \$570,000.00 from the Streets and Highways Bond Fund for the Downtown Streetscape - High Street - Rich Street to Main Street project; and to declare an emergency. (\$570,000.00).

**WHEREAS**, the City of Columbus and Daimler Group, Inc. are engaged in a Public-Private Partnership (3P) to make streetscape improvements along the east side of South High Street, north side of Main Street and south side of Rich Street in support of the 250 South High project in the River South District of downtown Columbus; and

**WHEREAS**, the scope of the Downtown Streetscape - High Street - Rich Street to Main Street project includes the installation of new sidewalk, street lights, landscaping and a paver drop-off lane on South High Street and the replacement of a mast arm signal at the southeast corner of South High Street and Rich Street, which will be from private property into the public right-of-way; and

**WHEREAS**, the Department of Public Service has identified the need to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc. and to encumber funds for the city to perform construction administration and inspections services for the construction of the aforementioned project; 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 Agreement in order to facilitate the construction of improvements and to pay for construction administration and inspection services so as to maintain the project schedule and meet community commitments, 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 City Auditor be and is hereby authorized to transfer cash and appropriation within the Streets and Highways Bonds Fund, No. 704, as follows:

Transfer from:

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

704 / 590415-100012 / Public Private Partnership (3P) Projects / 06-6600 / 741512 / \$550,000.00

704 / 530060-100000 / Neil Ave Area Imps / 06-6600 / 591260 / \$20,000.00

Transfer to:

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

704 / 530801-100012 / Downtown Streetscape - High Street - Rich Street to Main Street / 06-6600 / 780112 / \$570,000.00

**SECTION 2.** That this ordinance authorizes the Director of the Department of Public Service to enter into a Construction Guaranteed Maximum Reimbursement Agreement with Daimler Group, Inc. and to encumber funds for the city to perform construction administration and inspection services in connection with the Downtown Streetscape - High Street - Rich Street to Main Street project.

**SECTION 3.** That for the purposes of paying the cost of this contract and paying the cost of the city to perform construction administration and inspection services, a total sum of up to \$570,000.00 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways Bond Fund as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
704 / 530801-100012 / Downtown Streetscape - High Street - Rich Street to Main Street / 06-6631 / 780112 / \$570,000.00

**SECTION 4.** 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 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.