



## Legislation Text

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**File #:** 0032-2019, **Version:** 1

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### **1. BACKGROUND**

This legislation authorizes the Director of Public Service to appropriate and expend funds to support the performance of construction administration and inspection services relative to the completion of the Roadway - Fermi Drive - Polaris Pkwy to Ikea Way project.

The aforementioned project encompasses the realignment and reconstruction of an existing roadway, to be renamed Fermi Drive, from Polaris Parkway to Ikea Way. The roadway will generally consist of 3 lanes including a two-way left turn lane and travel lanes in each direction. Fermi Drive work includes full-depth pavement, curb and gutter, sidewalks, street lighting, storm sewer, water main, street trees, and minor modifications to the two existing traffic signals on either terminus.

This work was bid by the Department of Public Service on behalf of N.P. Capital Management Corporation under the City's 3P program. Public Service evaluated the bids and recommended Strawser Paving Company be awarded the contract. N.P. Capital Management will hold the contract and pay Strawser Paving Company for the work, seeking reimbursement from the City under the terms of a construction guaranteed maximum reimbursement agreement (CGMRA) under Ordinance 2631-2018 passed by Council on October 8, 2018. The Department of Public Service will be performing construction administration and inspection services for the project. Under the terms of the CGMRA, N.P. Capital Management has deposited \$104,544.73 with the City Treasurer to support those activities. This is an estimate based upon the cost of construction. N.P. Capital Management will deposit additional funds if the initial deposit should be insufficient to pay all project construction administration and inspection services. If the original deposit should be sufficient to fund all of these services, any amount remaining shall be refunded after final accounting for the project has been completed or when the Department of Public Service's Design and Construction Division certifies the remaining deposited funds are not needed and may be refunded.

### **2. FISCAL IMPACT**

Funding in the amount of \$104,544.73 was deposited with the City and is available for this expenditure within the Street and Highway Improvements Non-Bond Fund, Fund 7766, Project P530103-100000 (Roadway - Fermi Drive - Polaris Pkwy to Ikea Way). An amendment of the 2018 Capital Improvement Budget is necessary to match cash to establish sufficient budget authority for the project. It is also necessary to appropriate the funds.

### **3. EMERGENCY DESIGNATION**

Emergency action is requested to maintain the current project schedule.

To amend the 2018 Capital Improvement Budget; to authorize the appropriation of funds within the Street and Highway Improvements Non-Bond Fund; to authorize the expenditure of \$104,544.73 from the Street and Highway Improvements Non-Bond Fund to support construction administration and inspection costs incurred during the completion of the Roadway - Fermi Drive - Polaris Pkwy to Ikea Way project; and to declare an emergency. (\$104,544.73)

**WHEREAS**, N.P. Capital Management is overseeing the construction of the Roadway - Fermi Drive - Polaris Pkwy to Ikea Way project, which encompasses realigning and reconstructing an existing roadway, to be renamed Fermi Drive, from Polaris Parkway to Ikea Way; and

**WHEREAS**, the Department of Public Service will be performing construction administration and inspection services relative to that effort; and

**WHEREAS**, N.P. Capital Management, under the terms of a construction guaranteed maximum reimbursement agreement, deposited funds with the City to be used for construction administration and inspection services for the project; and

**WHEREAS**, this legislation authorizes the City to appropriate and expend the sum of \$104,544.73 to support the performance of the aforementioned services; and

**WHEREAS**, it is necessary to amend the 2018 Capital Improvement Budget to establish sufficient budget authority and to appropriate the funds received; 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 appropriation and expenditure of requisite funds to support the performance of construction administration and inspection services in order to maintain the current project schedule, 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 2018 Capital Improvements Budget authorized by Ordinance 1010-2018 be amended as follows to establish sufficient authority for this project:

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

7766 / P531003-100000 / Roadway - Fermi Drive - Polaris Pkwy to Ikea Way (Street & Highway Imp Carryover) / \$0.00 / \$104,545.00 / \$104,545.00 (to match cash)

**SECTION 2.** That from the unappropriated monies 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, 2019, the sum of \$104,544.73 is appropriated in Fund 7766 (Street and Highway Improvements Non-Bond Fund), Dept-Div 5912 (Design and Construction), Project P531003-100000 (Roadway - Fermi Drive - Polaris Pkwy to Ikea Way), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the expenditure of \$104,544.73, or so much thereof as may be needed, is hereby authorized in Fund 7766 (Street and Highway Improvements Non-Bond Fund), Dept-Div 59-12 (Division of Design and Construction), Project P531003-100000 (Roadway - Fermi Drive - Polaris Pkwy to Ikea Way), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**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.