



Legislation Text

File #: 1774-2017, Version: 1

1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract with Nickolas M Savko & Sons for the construction of the Arena West Nationwide Boulevard project and to provide payment for construction, construction administration and inspection services.

The aforementioned effort is a Public-Private Partnership (3P) between the Department of Public Service and NRI Equity Land Investments, LLC (NRI) for the construction and reimbursement of public infrastructure improvements that support private development activities in and around the Arena West area of Columbus.

The Arena West Nationwide Boulevard project consists of reconstructing 1,332 feet of Nationwide Boulevard from the Olentangy River to a point approximately 205 feet west of Fletcher Road. Nationwide Boulevard will be resurfaced from this point to Fletcher Street. This project will also reconstruct 495 feet of Hocking Street from W. Spring Street to Nationwide Boulevard. Drainage, traffic control, street lighting, and landscaping improvements are also proposed, as well as other such work as may be necessary to complete the contract.

The project was let by the Office of Support Services through Bid Express. Five bids were received on December 20, 2016, (five majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Nickolas M Savko & Sons	\$4,206,141.39	Columbus, OH	Majority
Shelly & Sands, Inc.	\$4,314,511.68	Columbus, OH	Majority
George J. Igel & Co., Inc.	\$4,553,651.80	Columbus, OH	Majority
Danbert, Inc	\$4,743,987.99	Plain City, OH	Majority
Trucco Construction Co., Inc.	\$5,578,406.43	Delaware, OH	Majority

Award is to be made to Nickolas M Savko & Sons as the lowest, responsive, responsible and best bidder for their bid of \$4,206,141.39. The amount of construction administration and inspection services will be \$420,614.14. The total legislated amount is \$4,626,755.53, with the Department of Public Service and NRI appropriating monies to advance the Arena West Nationwide Boulevard project.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Nickolas M Savko & Sons.

PRE-QUALIFICATION STATUS

Nickolas M Savko & Sons and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

2. CONTRACT COMPLIANCE

The contract compliance number for Nickolas M Savko & Sons is CC7362-12015, Vendor Number 004453, and expired 6/30/17. Savko will need to update their contract compliance information before the contract is executed.

3. FISCAL IMPACT

Funding for this project will be derived from multiple sources as follows:

\$1,980,704.78 Department of Public Service Bond Funds

\$2,646,050.75 NRI Equity Land Investments, LLC
\$4,626,755.53 Total Project Cost

4. EMERGENCY DESIGNATION

Emergency action is requested in order to provide requisite funding for this project so as to allow necessary infrastructure improvements to commence as soon as possible, thereby preventing additional delays in the completion thereof and ensuring the safety of the traveling public.

To amend the 2017 Capital Improvements Budget; to appropriate funds within the Streets & Highway Improvements (Non-Bond) Fund; to authorize the City Auditor to transfer funds and appropriation within the Streets and Highways Bond Fund; to authorize the City Auditor to transfer funds and appropriation within the Streets & Highway Improvements (Non-Bond) Fund; to authorize the Director of Public Service to enter into contract with Nickolas M Savko & Sons and to provide for the payment of construction, construction administration, and inspection services in connection with the Arena West Nationwide Boulevard project; to authorize expenditures up to \$4,626,755.53 relative to this project; and to declare an emergency. (\$4,626,755.53)

WHEREAS, the Department of Public Service and NRI Equity Land Investments, LLC are engaged in the Arena West Nationwide Boulevard project; and

WHEREAS, work on this project consists of: reconstructing 1332 feet of Nationwide Boulevard from the Olentangy River to a point approximately 205 feet west of Fletcher Road and Nationwide Boulevard from this point to Fletcher Street, and reconstructing 495 feet of Hocking Street from W. Spring Street to Nationwide Boulevard; and

WHEREAS, Nickolas M. Savko & Sons will be awarded the contract for the Arena West Nationwide Boulevard project; and

WHEREAS, it is necessary to enter into contract with Nickolas M. Savko & Sons; and

WHEREAS, it is necessary to provide funds for construction, construction administration, and inspection services, the estimated cost of which is \$4,626,755.53; and

WHEREAS, the Department of Public Service has entered into multiple agreements with public and private entities to fund those costs; and

WHEREAS, under the terms of the Guaranteed Maximum Reimbursement and Construction Contribution Agreement, NRI has agreed to deposit \$2,646,050.75 with the City Treasurer toward construction and inspection costs, with the understanding that NRI is eligible to seek reimbursement of eligible costs from the legislated TIF as proceeds become available; 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 Nickolas M Savko & Sons for the Arena West Nationwide Boulevard project, for the safety of the travelling public, 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 2017 Capital Improvements Budget authorized by Ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

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

7766 / P530161-100172 / West Nationwide (Carryover) / \$0.00 / \$2,646,051.00 / \$2,646,051.00 (to match Developer contribution)

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

7704 / P590416-100001 / Poindexter Village Roadways (Unvoted Carryover) / \$1,574,252.00 / (\$880,705.00) / \$693,547.00

7704 / P440005-100000 / UIRF - Urban Infrastructure Recovery Fund (59-12) (Unvoted Carryover) / \$2,328,811.00 / (\$1,100,000.00) / \$1,228,811.00

7766 / P530161-100172 / West Nationwide (Carryover) / \$2,646,051.00 / (\$2,646,051.00) / \$0.00

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

7704 / P590415-100015 / Nationwide Blvd & Hocking St-Arena West (Unvoted Carryover) / \$0.00 / \$1,980,705.00 / \$1,980,705.00

7766 / P590415-100015 / Nationwide Blvd & Hocking St-Arena West (Carryover) / \$0.00 / \$2,646,051.00 / \$2,646,051.00

SECTION 2. That from the unappropriated monies 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 ended December 31, 2017, the sum of \$2,646,050.75 is appropriated in Fund 7766 Street & Highway Imp. (Non-Bond) Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this Ordinance.

SECTION 3. That the transfer of \$1,980,704.78, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways G.O. Bond Fund per the account codes in the attachment to this Ordinance.

SECTION 4. That the transfer of \$2,646,050.75, or so much thereof as may be needed, is hereby authorized between projects within Fund 7766 Streets & Highway Improvements (Non-Bond) Fund per the account codes in the attachment to this Ordinance.

SECTION 5. That the Director of Public Service be and is hereby authorized to enter into contract with Nickolas M. Savko & Sons, 4636 Shuster Road, Columbus, Ohio 43214, for the construction of the Arena West Nationwide Boulevard project in the amount of \$4,206,141.39, or so much thereof as may be needed in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to obtain and pay for the necessary inspection costs associated with the project up to a maximum of \$420,614.14.

SECTION 6. That the expenditure of \$1,980,704.78, or so much as may be needed, is hereby authorized in Fund 7704 Streets and Highways G.O. Bond Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this Ordinance.

SECTION 7. That the expenditure of \$2,646,050.75, or so much thereof as may be needed, is hereby authorized in Fund 7766 Streets & Highway Improvements (Non-Bond) Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this Ordinance.

SECTION 8. 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 9. 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 10. 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 11. 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.