



## Legislation Text

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**File #:** 1408-2017, **Version:** 1

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### 1. BACKGROUND

This legislation authorizes the Director of Public Service to modify and increase an existing contract with Korda Nemeth Engineering, Inc. for the Short North Streetscape Improvement contract in an amount up to \$925,000.00.

Ordinance 0157-2012 authorized the preparation of a preliminary engineering document to recommend streetscape improvements to High Street from Convention Center Drive to King Ave. /E. 7th Ave.

Ordinance 1231-2012 authorized an extension of the project boundaries from King Ave. /E. 7th Ave. to 9<sup>th</sup> Ave. with the same scope as the original contract.

Ordinance 2043-2014 authorized detailed design and construction plan preparation services for Phase 1.

Ordinance 2433-2015 authorized detailed design and construction plan preparation services for improvements to High Street from Convention Center Drive to Goodale Street.

Ordinance 0165-2016 authorized funds for preliminary engineering of the corridor and the final design of improvements for Phase 1.

Ordinance 1709-2016 authorized final design of improvements of Phase 4 (7th to 9th).

Ordinance 2522-2016 authorized final design of improvements of Phases 2 and 3 (7th to 9th).

Work performed to date for this project includes the preliminary engineering study and meetings with primary stakeholders of the project, and detailed design and construction plan preparation services for phases 1, 2, 3 and 4 of the improvements to High Street from Convention Center Drive to Goodale Street.

The original contract amount:	\$500,000.00	(EL012458, Ord. 0157-2012)
The total of Modification No. 1:	\$63,726.04	(EL013026, Ord. 1231-2012)
The total of Modification No. 2:	\$250,000.00	(EL016318, Ord. 2043-2014)
The total of Modification No. 3:	\$300,000.00	(EL017659, Ord. 2433-2015)
The total of Modification No. 4:	\$50,000.00	(PO000902-1, Ord. 0165-2016)
The total of Modification No. 5:	\$185,535.64	(PO019824-1, Ord. 1709-2016)
The total of Modification No. 6:	\$675,000.00	(PO037506, Ord. 2522-2016)
The total of Modification No. 7:	<u>\$925,000.00</u>	(This Ordinance)
The contract amount including all modifications:	\$2,949,261.68	

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Korda Nemeth Engineering, Inc.

### 2. PLANNED MODIFICATION

This is a planned modification. This modification will provide additional funding needed to complete design for Phase 2 and Phase 3, including back check, final plans, necessary legal descriptions, engineer estimates, and storm water reports. The original ordinance, 0157-2012, stated that after the preliminary engineering was complete, the project may involve

final engineering and construction plan preparation of “one phase”. Since the original ordinance in 2012, the Department has decided to split the detailed design from “one phase” into “multiple phases.”

### **3. CONTRACT COMPLIANCE**

The contract compliance number for Korda Nemeth Engineering, Inc. (Vendor Number 004467) is CC22991-998 and expired 3/13/17. Korda Nemeth Engineering, Inc. has been informed of this fact and they are in they are in the process of updating their compliance number.

### **4. FISCAL IMPACT**

Funds in the amount of \$925,000.00 are available for this project in the Streets and Highways G.O. Bond Fund within the Department of Public Service. A cancellation of funds will be processed in order to match cash for the Short North SID-High Street Improvements Phase 1 project and an amendment to the 2017 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

### **5. EMERGENCY DESIGNATION**

Emergency action is requested to provide necessary design funding to prevent delays in the Departments of Public Service’s Capital Improvement Program.

To amend the 2017 Capital Improvements Budget; to authorize the transfer of funds within the Streets and Highways Bond Fund; to authorize the Director of Public Service to modify and increase the contract for the design of the Short North Streetscape Improvement project with Korda Nemeth Engineering, Inc.; to authorize the expenditure of \$925,000.00 within the Streets and Highways Bonds Fund; and to declare an emergency (\$925,000.00)

**WHEREAS**, contract no. EL012458, in the amount of \$500,000.00, was authorized by ordinance no. 0157-2012; and

**WHEREAS**, contract no. EL013026, in the amount of \$63,726.04, was authorized by ordinance no. 1231-2012; and

**WHEREAS**, contract no. EL016318, in the amount of \$250,000.00, was authorized by ordinance no. 2043-2014; and

**WHEREAS**, contract no. EL017659, in the amount of \$300,000.00, was authorized by ordinance no. 2433-2015; and

**WHEREAS**, contract no. PO000902-1, in the amount of \$50,000.00, was authorized by ordinance no. 0165-2016; and

**WHEREAS**, contract no. PO019824-1, in the amount of \$185,535.64, was authorized by ordinance no. 1709-2016; and

**WHEREAS**, contract no. PO037506, in the amount of \$675,000.00, was authorized by ordinance no. 2522-2016; and

**WHEREAS**, the Department of Public Service has determined it to be in the City's best interest to modify the subject contract for the purpose of performing detailed design for Short North Streetscape Improvement; and

**WHEREAS**, this is a planned modification; and

**WHEREAS**, this ordinance authorizes the Director of the Department of Public Service to enter into a seventh modification to the Short North Streetscape Improvement contract in an amount up to \$925,000.00 with Korda Nemeth Engineering, Inc.; and

**WHEREAS**, an amendment to the 2017 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the contract modification; and

**WHEREAS**, a cancellation of funds has been processed in order to match cash for the Short North SID-High Street

Improvements Phase 1 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 Director to modify the contract with Korda Nemeth Engineering, Inc. so that funding can be made available to allow engineering to be completed so the project remains on 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 2017 Capital Improvements Budget authorized by ordinance 1124-2017 be amended as follows to establish sufficient authority for this project:

**In order to match the cash funds a cancellation has been performed on the project listed below on April 20, 2017.**

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

7704 / P530053-100001 / Short North SID-High Street Improvements Phase 1 (Voted Carryover) / \$-80,000.00 / \$80,000.00 / \$0.00 (To match cash)

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

7704 / P590105-100071 / Pedestrian Safety Improvements - Waggoner Road Shared Use Path-Broad Street to Chapel Stone Road (Voted Carryover) / \$1,043,280.00 / (\$925,000.00) / \$188,280.00

7704 / P530053-100001 / Short North SID-High Street Improvements Phase 1 (Voted Carryover) / \$0.00 / \$925,000.00 / \$925,000.00

**SECTION 2.** That the transfer of \$925,000.00, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Service be and is hereby authorized to modify and increase contract no. EL012458 with Korda Nemeth Engineering, Inc., 1650 Watermark Drive, Suite 200, Columbus, OH 43215, by up to \$925,000.00 for additional work in accordance with the terms as shown on the contract modification on file in the Office of Support Services.

**SECTION 4.** That the expenditure of \$925,000.00, or so much thereof 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 accounting codes in the attachment to this ordinance.

**SECTION 5.** 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 6.** 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 7.** 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 8.** 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.