



## Legislation Text

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**File #:** 1237-2012, **Version:** 1

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### 1. BACKGROUND

This legislation authorizes the Director of Public Service to modify and increase a professional services engineering contract with DLZ Ohio, Inc. for the Joyce Avenue Phase 2 project. The Department of Public Service and Department of Public Utilities are partnering in this project for needed improvements within the project limits.

This project consists of the reconstruction of Joyce Avenue from Kenmore Avenue to Twelfth Avenue. Improvements include curb and sidewalk on Joyce Avenue, a shared use path on Joyce Avenue, ADA curb ramps, upgrades to existing traffic lights, storm sewer, street light relocation and upgrade, and roadway widening at various locations from its current two lane configuration to a three lane configuration.

Improvements on 17<sup>th</sup> Avenue, between Joyce Ave and 300 feet west of Billiter Boulevard will consist of sidewalk improvement, curb and gutter, an enclosed storm sewer, sidewalks along Seventeenth Avenue. A storm sewer system study and design for 17<sup>th</sup> Avenue between Joyce and Brentnell Avenues will also be included.

2.65 miles of 6' foot wide sidewalk will be added in this project. The sidewalk will be along the east side Joyce Avenue from Kenmore Road to Seventeenth Avenue and on the west side of Joyce Avenue to Twelfth Avenue. An 8 foot shared use path will be added along Joyce Avenue from Kenmore Road to Twelfth Avenue. The path will be on the west side of Joyce Avenue from Kenmore Road to Seventeenth Avenue and will be on the east side of Joyce Avenue from Seventeenth Avenue to Twelfth Avenue.

Additionally, a 6 foot wide sidewalk will be constructed along both sides of Seventeenth Avenue from 300 feet west of Billiter Avenue to 490' east of the Joyce Avenue, Seventeenth Avenue intersection. A 6 foot sidewalk will be constructed from 490 feet east of Joyce Avenue, Seventeenth Avenue intersection only on the south side of Seventeenth Avenue to Brentnell Avenue.

There will be 114 ADA curb ramps that will be constructed as part of this project. There are 14 bus stops and transit routes within the limits of this project. Pedestrian generators and destinations impacting the proposed project include: St Stephen Community Center, Duxberry Park Elementary School and Maloney Park.

Environmental "Green" materials or processes associated with this project include landscaping and stormwater Best Management Practices (BMP).

Prior to the initial award, the Department of Public Service determined it was in the city's best interest to incrementally fund the Public Service portion of this contract due to capital budget funding limitations. This is a planned modification needed to complete the project design from the Line Grade and Typical stage up to the final stage and for signatures.

This modification will provide additional funding by the Department of Public Utilities for design of a detention basin, corresponding storm system along 25th Avenue, and other engineering as necessary. To bid this out would not be cost effective or efficient since the designer has already performed the studies necessary to size this basin.

The original contract amount for this project authorized by ordinance 1539-2009 is \$822,052.50 (EL009988)  
Total amount of modification No.1 is \$714,982.65 authorized by ordinance 1562-2010  
This is the second modification to the contract for the amount of \$43,272.65.

Total Contract Amount including this modification: \$1,580,307.80

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

## **2. CONTRACT COMPLIANCE**

The contract compliance number for DLZ Ohio, Inc. is 311268980 and expires 2/22/13.

## **3. FISCAL IMPACT**

Funding for this modification is available within the Storm Recovery Zone Super Build America Bonds Fund for the Division of Sewerage and Drainage.

## **4. EMERGENCY DESIGNATION**

The Department of Public Service is requesting City Council to enact this legislation as an emergency measure, in order to allow for the work in this modification to proceed and the schedule for this project to be maintained.

To authorize the Director of Public Service to modify and increase the contract for the design of the Operation Safewalks - Joyce Avenue Phase 2 project for the Division of Design and Construction; to authorize the expenditure of \$43,272.65 from the Storm Recovery Zone Super Build America Bonds Fund for the Division of Sewerage and Drainage; and to declare an emergency. (\$43,272.65)

**WHEREAS**, contract no. EL009988, in the amount of \$822,052.50 was authorized by ordinance no. 1539-2009, passed by City Council December 7, 2009, executed January 15, 2010 and approved by the City Attorney on January 18, 2010; and

**WHEREAS**, ordinance 1562-2010 authorized modification No.1 in the amount of \$714,982.65 to provide the second portion of incremental funding for the Department of Public Service design of the project; and

**WHEREAS**, the Department of Public Service in coordination with the Department of Public Utilities has determined it to be in the City's best interest to modify the subject contract for the purpose of providing additional funding for the design of a detention basin for the Department of Public Utilities and other engineering and analysis as needed; and

**WHEREAS**, this ordinance authorizes the second modification to the Operation Safewalks - Joyce Avenue Phase 2 contract in an amount up to \$43,272.65; and

**WHEREAS**, the total contract amount including this modification is \$1,580,307.80; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that the contract should be modified and increased immediately so that the work to be performed as part of this modification can proceed and the project schedule maintained, 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 Director of Public Service be and is hereby authorized to modify and increase contract no. EL009988, with DLZ Ohio, Inc., 6121 Huntley Road, Columbus, OH 43229, by up to \$43,272.65 for additional work in accordance with the terms as shown on the modification on file in the Office of Support Services.

**SECTION 2.** That for the purpose of paying the cost of this modification, the amount of up to \$43,272.65 is authorized to be expended from the Storm Recovery Zone Super Build America Bonds Fund, No. 677 as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount  
677 / 610990-100002 / 17<sup>th</sup> Avenue Improvements / 06-6682 / 679902 / \$43,272.65

**SECTION 3.** That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance 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 no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

**SECTION 4.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**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 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.