



# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

## Legislation Text

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**File #:** 1515-2015, **Version:** 1

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**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify a contract on behalf of the Office of Construction Management with Thomas and Marker for the construction of a new Fire Station No. 3 at 222 Greenlawn Avenue.

The original contract was authorized by Ordinance No. 1653-2013, passed by City Council on July 18, 2013. A modification of the contract was authorized by Ordinance No. 2838-2014, passed by City Council on December 10, 2014, due to unforeseen site conditions which included unfit soils and contaminated soil, and abandoned underground fuel tank removal. Over time this location housed multiple buildings that were originally built upon a City dump resulting in additional BUSTR requirements and site challenges. Additionally, radio communication equipment, additional LEED "green" components to potentially achieve Leadership in Energy Efficiency and Design, or LEED, Gold recognition, and operational scope changes were identified during actual construction.

Thomas and Marker Construction Company has institutional knowledge of the project as it has been performing the construction. It is practical and cost effective for the coordination and continuity of the project to modify this contract so that the Station can be completed and put into operation in June of this year. Prices already established in the contract were used to determine the cost of this modification.

**Emergency action** is requested to ensure the construction of the new fire station is not delayed, to meet the operational needs of the Division of Fire, and to provide necessary services to City residents.

Thomas and Marker Construction Company Contract Compliance No. 34-4476858, expiration date January 30, 2016.

**Fiscal Impact:** The cost of this modification is \$170,143.00. The existing contract is for \$8,273,444, and with this modification of \$170,143 - or 2 % for final closeout. This legislation will also amend the 2015 Capital Improvement Budget and transfer funds between projects within the Safety Voted Bond Fund.

To authorize the Finance and Management Director to modify a contract, on behalf of the Office of Construction Management, with Thomas and Marker Construction Company for the construction of a new Fire Station No. 3 at 222 Greenlawn Avenue; to authorize the expenditure of \$170,143.00 from the Safety Voted Bond Fund; and to declare an emergency. (\$170,143.00)

**WHEREAS**, it is necessary to amend the 2015 Capital Improvement Budget and to transfer cash between projects within the Safety Voted Bond Fund; and

**WHEREAS**, Ordinance No. 1653-2013, passed by City Council on July 18, 2013, authorized the original contract for the construction of a new Fire Station No. 3 at 222 Greenlawn Avenue; and

**WHEREAS**, Ordinance No. 2838-2014, passed by City Council on December 10, 2014, authorized a modification of the contract for unforeseen site conditions which included unfit soils and contaminated soil, and abandoned underground fuel tank removal; and

**WHEREAS**, it is necessary to further modify the contract for unforeseen site conditions, radio communication equipment, lighting, and additional LEED elements, and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Finance and Management, Office of Construction Management, in that it is immediately necessary to authorize the Director to modify the contract with Thomas and Marker Construction Company to ensure the construction of the new fire station is not delayed, thereby

protecting the public health, property, peace, safety, and welfare; now, therefore:

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the 2015 Capital Improvement Budget be amended as follows:

**Fund 701**

**Project / Project Name / Current C.I.B. / Amendment Amount / C.I.B. as amended**

340130-100000/Fire Station #2 Fulton Ave/\$3,911,332 / (\$170,143) / \$3,741,189

340126-100000/Fire Station 2 Relocation/ \$0 / \$170,143 / \$170,143

**SECTION 2.** That the City Auditor is hereby authorized to transfer funding within the Safety Voted Bond Fund as follows:

**FROM:**

Dept./Div.: 30-04|Fund: 701|OCA Code: 701130|Project Number: 340130-100000|Project Name: Fire Station #2 Fulton Ave |Obj. Level 1: 06|Obj. Level 3: 6620|Amount: \$170,143.00

**TO:**

Dept./Div.: 30-04|Fund: 701|OCA Code: 701126|Project Number: 340126-100000|Project Name: Fire Station 2 Relocation |Obj. Level 1: 06|Obj. Level 3: 6620|Amount: \$170,143.00

**SECTION 3.** That the Finance and Management Director is hereby authorized and directed to modify the contract, on behalf of the Office of Construction Management, with Thomas and Marker Construction Company for the construction of a new Fire Station No. 3 at 222 Greenlawn Avenue.

**SECTION 4.** That the expenditure of \$170,143.00, or so much thereof as may be necessary in regard to the action authorized in SECTION 3, be and is hereby authorized and approved as follows:

Division: 30-03

Fund: 701

Project: 340126-100000

OCA Code: 701126

Object Level 1: 06

Object Level 3: 6620

Amount: \$170,143.00

**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.