



## Legislation Text

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**File #:** 0056-2016, **Version:** 1

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### 1. BACKGROUND

This legislation authorizes the Director of Public Service to execute a contract modification with Decker Construction Company for the Roadway Improvements - Utility Cut & Restoration project.

There are various utility excavations requiring repair to City roadways and surrounding areas. This project provides a means by which to properly repair damaged items within the City right-of-way, and the services performed under this contract include backfilling utility excavations and pavement restorations. The contract was bid as a three year contract, commencing 7/3/2013 with an end date of 6/30/2016. The request to modify the contract is to add the funds estimated to be needed through the end of the contract and does not include a change in scope. As this is a use as needed contract and not a contract for planned work, there may be a need to request additional funding prior to the end of the contract.

Original contract amount	\$300,000.00 (Ordinance 1210-2013; EL014516)
Modification number 1	\$150,000.00 (Ordinance 2733-2014; EL016544)
Modification number 2	<u>\$25,000.00</u> (This ordinance)
Total contract amount, including this modification	\$475,000.00

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Decker Construction Company.

### 2. CONTRACT COMPLIANCE

The contract compliance number for Decker Construction Company is 31-0983557 and expires on 10/13/2017.

### 3. FISCAL IMPACT

Funds in the amount of \$25,000.00 are available for this project in the Street and Highway Improvements Fund within the Department of Public Service. Amendment to the 2015 Capital Improvement Budget is necessary to establish sufficient cash and authority in the proper project.

### 4. EMERGENCY DESIGNATION

Emergency action is requested to provide additional funding for necessary street repair and maintenance and to allow those improvements to be completed in a timely fashion, ensuring the safety of the travelling public.

To amend the 2015 Capital Improvements Budget; to appropriate funds within the Street and Highway Improvements Fund; to authorize the City Auditor to transfer cash and appropriation between projects within the Street and Highway Improvements Fund; to authorize the Director of Public Service to execute a contract modification with Decker Construction Company for the Roadway Improvements - Utility Cut & Restoration project; to authorize the expenditure of up to \$25,000.00 from the Street and Highway Improvements Fund; and to declare an emergency. (\$25,000.00)

**WHEREAS**, Ordinance 1210-2013 authorized the Director of Public Service to enter into contract with Decker Construction Company in the amount of up to \$300,000.00 for the Roadway Improvements - Utility Cut & Restoration project; and

**WHEREAS**, Ordinance 2733-2014 authorized the Director of Public Service to enter into a contract modification with Decker Construction Company in the amount of up to \$150,000.00 for the Roadway Improvements - Utility Cut & Restoration project; and

**WHEREAS**, additional utility cut and restoration services may be needed relative to that effort; and

**WHEREAS**, it is necessary to execute a contract modification to Contract No. EL014516 to authorize additional funding for the Roadway Improvements - Utility Cut & Restoration project; and

**WHEREAS**, it is necessary to authorize an amendment to the 2015 Capital Improvement Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that this legislation should be authorized immediately so that needed repairs within the City right-of-way can be completed in a timely fashion, 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 2015 Capital Improvement Budget authorized by ordinance 0557-2015 be and is hereby amended to provide sufficient budget authority for the appropriate projects authorized within this ordinance as follows:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7766 / 530161-100000 / Roadway Improvements (Street & Highway Improvement Carryover) / \$149,768.00 / \$58,836.00 / \$208,604.00 (to match cash)

7766 / 530161-100000 / Roadway Improvements (Street & Highway Improvement Carryover) / \$208,604.00 / (\$25,000.00) / \$183,604.00

7766 / 530161-100106 / Roadway Improvements - Utility Cuts & Restoration (Street & Highway Improvement Carryover) / \$0.00 / \$25,000.00 / \$25,000.00

**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, 2016, the sum of \$208,603.56 is appropriated in Fund 7766 Street and Highway Improvements Fund in Object Class 06 Capital Outlay for the account codes in the attachment to this ordinance.

**SECTION 3.** That the the transfer of \$25,000, or so much thereof as may be needed, is hereby authorized between projects within Fund 7766 Street and Highway Improvements Fund per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Service be and is hereby authorized to execute a contract modification with Decker Construction Company for the Roadway Improvements - Utility Cut & Restoration project in the amount of up to \$25,000.00.

**SECTION 5.** That the expenditure of \$25,000, or so much thereof as may be needed, is hereby authorized in Fund 7766 Street and Highway Improvements Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 6.** 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 7.** 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 8.** 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 9.** 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.