



## Legislation Text

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**File #: 1338-2013, Version: 1**

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### **1. BACKGROUND:**

This legislation authorizes the Director of Public Service to enter into a contract for the construction of the Bikeway Development - Rich Street - Town Street Two Way Conversion project and to provide payment for construction administration and inspection services.

The Bikeway Development - Rich Street - Town Street Two Way Conversion project consists of installing concrete curb ramps, signage, and pavement marking on Town Street and Rich Street from Grubb Street to Belle Street, Grubb Street from Rich Street to Town Street, Belle Street from Rich Street to Town Street.

The estimated Notice to Proceed date is July 10, 2013. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on May 21, 2013, (two majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Shelly and Sands, Inc.	\$439,153.54	Columbus, OH	Majority
Decker Construction Company	\$560,358.52	Columbus, OH	Majority

Award is to be made to Shelly and Sands, Inc. as the lowest, responsive, responsible and best bidder. The contract amount will be \$439,153.54. The amount for construction administration and inspection services will be \$43,915.35. The legislated amount is \$483,068.89.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Shelly and Sands, Inc.

### **2. CONTRACT COMPLIANCE**

The contract compliance number for Shelly and Sands, Inc. is 314351261 and expires 1/23/14.

### **3. FISCAL IMPACT**

Funds for this expenditure are available within the Streets and Highways G.O. Bonds Fund, No. 704. An amendment to the 2013 Capital Improvements fund is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure and will be reimburse after the 2013 Bond Sale.

### **4. EMERGENCY DESIGNATION**

Emergency action is requested in order to allow this project to begin at the earliest possible time this construction season and to allow the improvements to be available to the public for the highest provision of vehicular and pedestrian safety.

To amend the 2013 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation between projects within the Streets & Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Shelly and Sands, Inc., and to provide for the payment of construction administration and inspection services in connection with the Bikeway Development - Rich Street - Town Street Two Way Conversion project; to authorize the expenditure of \$483,068.89 from the Streets and Highways G.O. Bonds Fund; and to declare an emergency. (\$483,068.89)

**WHEREAS**, the City of Columbus, Department of Public Service is engaged in the Bikeway Development - Rich Street - Town Street Two Way Conversion project; and

**WHEREAS**, this project consists of installing concrete curb ramps, signage, and pavement markings; and

**WHEREAS**, Shelly and Sands, Inc. will be awarded the contract for the Bikeway Development - Rich Street - Town Street Two Way Conversion project; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

**WHEREAS**, it is necessary to authorize an amendment to the 2013 Capital Improvements 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 order to maintain the project schedule and provide the improvements planned in this project to provide the highest level of vehicular and pedestrian safety possible 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 2013 Capital Improvements Budget authorized by ordinance 0645-2013 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

704 / 440104-100007 / Roadway Improvements - Creative Campus (Voted Carryover) / \$861,394.00 / (\$483,069.00) / \$378,325.00

704 / 540002-100043 / Bikeway Development - Rich St - Town St. Two Way Conversion (Voted Carryover) / \$0.00 / \$483,069.00 / \$483,069.00

704 / 440104-100007 / Roadway Improvements - Creative Campus (Voted 2008) / \$500,000.00 / \$483,069.00 / \$983,069.00

704 / 590105-100015 / Pedestrian Safety Improvements - Franklinton Mobility Plan (Voted 2008) / \$1,300,000.00 / (\$483,069.00) / \$816,931.00

**SECTION 2.** That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Streets and Highways G.O. Bonds Fund, No. 704, as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 440104-100007 / Roadway Improvements - Creative Campus / 06-6600 / 741047 / \$483,068.89

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 540002-100043 / Bikeway Development - Rich St - Town St. Two Way Conversion / 06-6600 / 740243 / \$483,068.89

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into contract with Shelly and Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio 43215 for the construction of the Bikeway Development - Rich Street - Town Street Two Way Conversion project in the amount of \$439,153.54 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 \$43,915.35.

**SECTION 4.** That for the purpose of paying the cost of the contract and inspection, the sum of \$483,068.89 or so much thereof as may be needed, is hereby authorized to be expended from the Streets & Highways G.O. Bond Fund, No. 704, for the Division of Design and Construction, Dept.-Div. 59-12, as follows:

Fund / Project / Project Name / O.L. 01-03 / OCA Code / Amount

704 / 540002-100043 / Bikeway Development - Rich St - Town St. Two Way Conversion / 06-6631 / 740243 / \$439,153.54

Fund / Project / Project Name / O.L. 01-03 / OCA Code / Amount

704 / 540002-100043 / Bikeway Development - Rich St - Town St. Two Way Conversion / 06-6687 / 740243 / \$43,915.35

**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.