



## Legislation Text

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**File #: 0821-2010, Version: 1**

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### **1. BACKGROUND**

The City of Columbus, Department of Public Service, Division of Design and Construction, and the Department of Public Utilities Division of Sewerage and Drainage and Division of Power and Water, are engaged in the Lockbourne Road Improvement project.

This legislation authorizes the Director of Public Service to modify and increase this contract for the Lockbourne Road Improvement project with Complete General Construction, Inc., in the amount of \$433,998.00.

This modification is necessary because the condition of the existing 12" water line on the northern portion of the project was not as good as anticipated based on date of installation, and needed to be replaced to avoid future breaks and subsequent repairs.

The purpose of this project is to widen Lockbourne Road from two to three lanes, install sidewalks, curbs, storm sewerage, water lines, and lighting. The project limits are Lockbourne Road from Groveport Road to S.R. 104; Koebel Road from Lockbourne Road to Fairwood Avenue; and approximately 1000 feet on Evergreen Road east of Lockbourne Road. The project will also construct a sanitary sewer system. At the present time there is no sanitary system in the immediate area, and the project will address Health Department and EPA mandates. There are no existing sidewalks. The project will add these, as well as a bicycle path in the widened roadway section.

As part of this project, 2.16 miles of 5 foot wide sidewalk will be constructed on the east and west sides of Lockbourne Road, and also on the north and south sides of Koebel Road; 47 ADA ramps will be added or reconstructed. There are 3 bus stops and transit routes within the limits of this project. The project complies with the recommendation of the Pedestrian Thoroughfare Plan (PTP) because it complies with the recommended 5 foot sidewalk width for a roadway with these characteristics. The installation of curb provides additional protection for pedestrians. Lockbourne Road in this area has a transit dependency which indicates that the pedestrian demand is low and that a 5-foot sidewalk should be adequate. There are no existing curbs or sidewalks, so new curbs will provide improved vertical separation from automobile traffic. Pedestrian generators and destinations impacting the proposed project include Marion-Franklin High School, Beery Middle School, Marion-Franklin Recreation Center, the Temple of Compassion Church, and the Southfield Congregation of Jehovah's Witnesses.

Green materials or processes associated with this project include stormwater Best Management Practices (BMPs) approved by the Ohio Environmental Protection Agency for storm water runoff and erosion control measures.

The original contract amount of \$4,660,867.50 was authorized by ordinance 1584-2009. This is modification #1. It is desired to increase the contract amount by \$397,831.50 to ensure funds are available to provide for replacement of the waterline. The total contract amount including this modification is \$5,094,865.50. \$36,166.50 will also be set for construction inspection.

### **2. CONTRACT COMPLIANCE**

Complete General Construction's contract compliance number is 314366382 and expires 12/15/11.

### **3. EMERGENCY DESIGNATION**

Emergency action is requested to allow this project to proceed on schedule and provide funding for this modification at the earliest possible time.

### **4. FISCAL IMPACT**

This modification will be funded by the Division of Power and Water in the amount of \$433,998.00. A transfer of funds from the Water Works Enlargement Voted Bond Fund to the State Issue Two Street Projects Fund will be necessary, as well as an amendment to the 2010 Capital Improvements Budget.

To authorize the Director of Public Service to execute a construction contract modification with Complete General Construction Inc. in connection with the Lockbourne Road improvement project; to authorize the transfer of funds from the Water Works Enlargement Voted Bonds Fund to the State Issue Two Street Projects Fund; to appropriate funds within the State Issue Two Street Projects Fund; to authorize the expenditure of \$433,998.00 from the State Issue Two Street Projects Fund for this construction contract mod and inspection; to amend the 2010 Capital Improvements Budget; and to declare an emergency. (\$433,998.00)

**WHEREAS**, the Department of Public Service currently holds the contract for the Lockbourne Road Improvement project with Complete General Construction Company; and

**WHEREAS**, City Auditor's Contract No. EL009939 was authorized by Ordinance No. 1584-2009, passed December 14, 2009, executed December 16, 2009 and approved by the City Attorney on December 16, 2009; and

**WHEREAS**, the Director of Public Service and the Director of Public Utilities have identified the need to modify and increase this professional service contract to provide for replacement of a waterline that required replacement once it was exposed; and

**WHEREAS**, this legislation authorizes the first modification to this contract in the amount of \$397,831.50; and

**WHEREAS**, a satisfactory proposal has been submitted by Complete General Construction; and

**WHEREAS**, it is necessary to provide \$36,166.50 for construction inspection; and

**WHEREAS**, it is necessary for this Council to authorize the transfer of funds from the Water Works Enlargement Voted Bond Fund to the State Issue Two Street Projects Fund; and

**WHEREAS**, it is necessary to authorize an amendment to the 2010 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 Division of Design and Construction in that this contract should be modified immediately so that funding can be made available for a necessary waterline replacement project; 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 a contract with Complete General Construction Company, 1221 East Fifth Avenue, Columbus, OH, 43219 for the Lockbourne Road improvement project in the amount of \$397,831.50, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services; and to obtain and pay for the necessary inspection costs associated with this project up to a maximum of \$36,166.50.

**Section 2.** That the City Auditor is hereby authorized to transfer \$158,963.79 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6629, as follows:

**Project No. | Project Name | OCA Code | change**

690331-100000 (carryover) | HCWP Lagoon Sludge Rmvl. | 606331 | -\$158,963.79  
690236-100000 (carryover) | Water Main Rehab. | 642900 | +\$158,963.79

**Section 3.** That the Transfer of monies within the following funds be authorized as follows:

**Power and Water Division, Dept-Div 60-09:**

Transfer from:

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

606 / 690236-100000 (carryover) / Water Main Rehab. / 06 / 6629 / 642900 / \$433,998.00

Transfer to:

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

606 / 690236-100000 / Water Main Rehab. / 10 / 5501 / 642900 / \$433,998.00

**Section 4.** That said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

**Section 5.** That the Transfer of monies between the following funds be authorized as follows:

Transfer from:

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

606 / 690236-100000 / Water Main Rehab. / 10-5501 / 642900 / \$433,998.00 (60-09 Division of Power & Water - Water)

Transfer to:

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

764 / 598079 / Lockbourne Road / 80/0886 / 600979 / \$433,998.00 (60-09 Division of Power & Water - Water)

**Section 6.** That the sum of \$433,998.00 be and hereby is appropriated from the unappropriated balance of Fund 764, the State Issue Two Street Projects Fund, and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2010 to the Lockbourne Road Grant, number 598079 as follows:

**Division of Power and Water (Water), Dept-Div 60-09:**

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

764 / 598079-100000 / Lockbourne Road / 06-6600 / 600979 / \$433,998.00

**Section 7.** That the funds appropriated in Section 10 shall be paid upon the order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

**Section 8.** That the 2010 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Project No. | Project Name | Current Authority | Revised Authority | change**

606 | 690331-100000 (carryover) | HCWP Lagoon Sludge Rmvl. | \$82,360 | \$814,089 | +731,729 (establish authority for available cash)

606 | 690331-100000 (carryover) | HCWP Lagoon Sludge Rmvl. | \$814,089 | \$655,125 | -\$158,964

606 | 690236-100000 (carryover) | Water Main Rehab. | \$0 | \$433,998 | +\$433,998 (to establish authority for available cash + the transfer)

606 | 690428-100001 (new funding) | DRWP Treatment Capacity Incr. (Prelim Design) | \$0 | \$15,000,000 | +\$15,000,000 (est. authority for upcoming Bond Sale)

**Section 9.** That for the purpose of paying the cost of this contract mod, and inspection, the sum of \$433,998.00 or so much thereof as may be needed, is hereby authorized to be expended from the State Issue Two Street Projects Fund, No. 764 as follows:

**Division of Power and Water (Water), Dept-Div 60-09:**

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

764 / 598079-100000 / Lockbourne Road/ 06-6629 / 600979 / \$397,831.50

764 / 598079-100000 / Lockbourne Road/ 06-6687 / 600979 / \$36,166.50

**Section 10.** 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 11.** 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 12.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**Section 13.** 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.

