



Legislation Text

File #: 1760-2010, **Version:** 1

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Darby Creek Excavating, Inc., in the amount of \$499,082.69; to encumber funds with the Division of Design and Construction for inspection, testing and prevailing wage coordination services in the amount of \$76,500.00; all in connection with the Westside Neighborhood Stormwater System Improvements Project.

The scope of this contract consists of the installation of approximately 3500 feet of 12 to 18 inch storm sewer at nine separate sites on the Westside of Columbus.

2. CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened seven (7) bids on November 3, 2010. These bids were received from: Darby Creek Excavating, Inc. - \$499,082.69; Eramo & Sons - \$599,648.52; Conie Construction - \$696,122.42; Columbus Asphalt Paving - \$704,618.13; Danbert, Inc. - \$909,312.48; Trucco Construction - \$965,063.55 and Mark Allard - \$1,270,144.75.

The lowest and best bid was received from Darby Creek Excavating, Inc. for \$499,082.69. Additional information regarding each bidder, description of work, contract timeframe, detailed amounts and sub-contractors can be found on the attached Legislation Information Form.

Contract Compliance Information: 31-1345111, expires 03/05/12, Majority

3. FISCAL IMPACT: There is sufficient cash and authority within the Storm Build America Bonds Fund for this project.

Emergency designation is being requested so that construction can commence at the earliest time available and that there be no interruptions in the project or timelines.

To authorize the Director of Public Utilities to execute a construction contract with Darby Creek Excavating, Inc. for the Westside Neighborhood Stormwater System Improvements Project; to provide for payment of inspection, testing and prevailing wage coordination services to the Division of Design and Construction; to authorize the expenditure of \$575,582.69 within the Storm Build America Bonds Fund for the Division of Sewerage and Drainage, and to declare an emergency. (\$575,582.69)

WHEREAS, seven (7) bid proposals were received and publicly opened in the offices of the Director of Public Utilities on November 3, 2010 for the construction of the Westside Neighborhood Stormwater System Improvements Project; and

WHEREAS, it is the recommendation of the Director of Public Utilities that the contract be awarded to the lowest and best bidder, Darby Creek Excavating, Inc.; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of inspection, testing and prevailing wage coordination services costs associated with the Westside Neighborhood Stormwater System Improvements Project; and

WHEREAS, this project consists of the installation of approximately 3500 feet of 12 to 18 inch storm sewer at nine separate sites on the Westside of Columbus; and

WHEREAS, it is necessary to authorize the expenditure of funds from the Storm Build America Bonds Fund for aforementioned project; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and

Drainage to enter into a construction contract with Darby Creek Excavating, Inc. for the Westside Neighborhood Stormwater System Improvements Project, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, in that it is immediately necessary to enter into contract with Darby Creek Excavating for the immediate preservation of the public health, peace, property and safety; now, therefore

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

SECTION 1. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Westside Neighborhood Stormwater System Improvements Project with the lowest and best bidder, Darby Creek Excavating, Inc., 6790 Brooksmiller Road, Circleville, Ohio 43113; in the amount of \$499,082.69 in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage; and to obtain the necessary inspection, testing and prevailing wage coordination services from the Division of Design and Construction, and to pay up to a maximum amount of \$76,500.00.

SECTION 2. That for the purpose of paying the cost of the construction contract, inspection, testing and prevailing wage coordination services, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Division 60-15, Storm Sewer Bond Fund No. 676, Project 610757-100000, Object Level Three 6621, OCA Code 676757, Amount \$575,582.69.

SECTION 3. That the said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage.

SECTION 4. 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 5. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

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 for the reasons stated in the preamble hereto, where is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure, which 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.