



## Legislation Text

File #: 0154-2020, Version: 1

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with The Righter Company for the Bridge Rehabilitation - Annual Citywide Contract 2019 project and to provide payment for construction, construction administration, and inspection services.

This contract includes providing for the rehabilitation of several bridges within the City of Columbus. Types of work will vary by bridge, but include and are not limited to, concrete patching, waterproofing, lighting repairs, placement of scour countermeasures, channel cleanout, deck overlay, asphalt repairs, clearing and grubbing, bearing rehabilitation, and bridge painting.

The estimated Notice to Proceed date is April 10, 2020. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on December 12, 2019, and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
The Righter Co., Inc.	\$2,113,705.00	Columbus, OH	Majority
Complete General Construction	\$2,192,257.32	Columbus, OH	Majority

Award is to be made to The Righter Company as the lowest responsive and responsible and best bidder. The bid contained a special provision allowing the contract amount to be adjusted to the amount of the available budget. The contract amount will be set at \$2,187,663.33 instead of the low bid amount of \$2,113,705.00 to allow additional bridge work to be completed. The amount of construction administration and inspection services will be \$437,532.67. The total legislated amount is \$2,625,196.00.

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

### 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for The Righter Company is CC004433 and expires 12/17/21.

### 3. PRE-QUALIFICATION STATUS

The Righter Company and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

### 4. FISCAL IMPACT

This project is funded by Department of Public Service bond funds with a contribution from NWD Investments.

NWD Investments has executed a contribution agreement and funding in the amount of \$273,803.00 has been deposited into Fund 7766 (Street and Highway Improvement Non-Bond Fund), Project P530301-992019 (Bridge Rehabilitation - Annual Citywide Contract 2019). It is necessary to amend the 2019 Capital Improvement Budget to match cash for this deposit, and it is necessary to appropriate these funds.

Funds in the amount of \$2,351,393.00 are available within Fund 7704 (Streets and Highways Bond Fund). An amendment to the 2019 Capital Improvement Budget is necessary to align budget authority with the proper project. A transfer of cash and appropriation between projects is necessary to align cash with the proper project.

## 5. EMERGENCY DESIGNATION

Emergency action is requested in order to complete needed improvements at the earliest possible time to ensure the safety of the travelling public.

To amend the 2019 Capital Improvement Budget; to transfer cash and appropriation within the Streets and Highways Bond Fund; to appropriate funds within the Street and Highway Improvement Non-Bond Fund; to authorize the Director of Public Service to enter into contract with The Righter Company for the Bridge Rehabilitation - Annual Citywide Contract 2019 project; to authorize the expenditure of up to \$2,625,196.00 from the Streets and Highways Bond Fund and the Street and Highway Improvement Non-Bond Fund for the project; and to declare an emergency. (\$2,625,196.00)

**WHEREAS**, the Department of Public Service is engaged in the Bridge Rehabilitation - Annual Citywide Contract 2019 project; and

**WHEREAS**, the work for this project consists of providing for the routine rehabilitation of several bridges within the City of Columbus, including, but not limited to, concrete patching, waterproofing, lighting repairs, placement of scour countermeasures, channel cleanout, deck overlay, asphalt repairs, clearing and grubbing, bearing rehabilitation, and bridge painting; and

**WHEREAS**, The Righter Company will be awarded the contract for the Bridge Rehabilitation - Annual Citywide Contract 2019 project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Bridge Rehabilitation - Annual Citywide Contract 2019 project for construction expense along with construction administration and inspection services; and

**WHEREAS**, it is necessary to amend the 2019 Capital Improvement Budget, to transfer cash and appropriation within the Streets and Highways Bond Fund, and to authorize appropriation within the Street and Highway Improvement Non-Bond Fund to establish budget authority and cash within the proper project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to enter into contract with The Righter Company to ensure the safety of the travelling public, 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 2019 Capital Improvements Budget authorized by ordinance 1326-2019 be amended as follows to establish sufficient authority for this project:

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

7766 / P530301 - 992019 / Bridge Rehabilitation - Annual Citywide Contract 2019 (Street & Highway Imp Carryover) / \$0.00 / \$273,803.00 / \$273,803.00 (to match cash)

7704 / P440005 - 102221 / Bridge Rehabilitation - UIRF-Milo Grogan Second Avenue Improvements (Voted 2019 SIT Supported) / \$860,000.00 / (\$860,000.00) / \$0.00

7704 / P530301 - 100070 / Bridge Rehabilitation - Annual Citywide Contract (Voted 2019 SIT Supported) / \$1,353,809.00/ (\$1,353,809.00) / \$0.00

7704 / P530301 - 162111 / Bridge Rehabilitation - Harrison Road Over Dry Run East of Hague Avenue (Voted 2019 SIT Supported) / \$330,000.00 / (\$137,584.00) / \$192,416.00

7704 / P530301 - 992019 / Bridge Rehabilitation - Annual Citywide Contract 2019 (Voted 2019 SIT Supported) / \$195,905.00 / \$2,351,393.00 / \$2,547,298.00

**SECTION 2.** That the transfer of \$860,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P440005 - 102221 (Bridge Rehabilitation - UIRF-Milo Grogan Second Avenue Improvements), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P530301-992019 (Bridge Rehabilitation - Annual Citywide Contract 2019), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** 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 ended December 31, 2020, the sum of \$273,803.00 is appropriated in Fund 7766 (Street and Highway Improvement Non-Bond Fund), Dept-Div 5911 (Infrastructure Management), Project P530301-992019 (Bridge Rehabilitation - Annual Citywide Contract 2019), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Service be and is hereby authorized to enter into a construction services contract with The Righter Company, 2424 Harrison Road, Columbus, Ohio, 43204, for the Bridge Rehabilitation - Annual Citywide Contract 2019 project in the amount of up to \$2,187,663.33 in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to pay for necessary construction administration and inspection costs associated with the project up to a maximum of \$437,532.67.

**SECTION 5.** That the expenditure of \$2,351,393.00, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5911 (Infrastructure Management), Project P530301-992019 (Bridge Rehabilitation - Annual Citywide Contract 2019), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** That the expenditure of \$273,803.00, or so much thereof as may be needed, is hereby authorized in Fund 7766 (Street and Highway Improvement Non-Bond Fund), Dept-Div 5911 (Infrastructure Management), Project P530301-992019 (Bridge Rehabilitation - Annual Citywide Contract 2019), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 7.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

**SECTION 8.** 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 9.** 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 10.** 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.