



## Legislation Text

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**File #: 1140-2010, Version: 1**

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### 1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Wingler Construction, Inc., for the Fairwood Facilities Improvements project for the Division of Sewerage and Drainage. The Fairwood Facility is responsible for the operation, maintenance and repair of the City's sewer collection system and houses various City staff including the Division of Police and Fire operations on the premises which function 24/7.

The proposed contract with Wingler Construction, Inc. is for Building Improvements at the Fairwood Facility. This contract Work consists of the removal and replacement of deteriorating components of the building shell produced by water leakage.

The contract was advertised in the City Bulletin, and bids were received on June 16, 2010, as follows:

1. Smoot Construction Company of Ohio | MBE | \$224,400.00 (Non-responsive)
2. Wingler Construction, Inc. | MAJ | \$266,287.20
3. Quality Masonry Company, Inc. | MAJ | \$313,200.00
4. Elford, Inc. | MAJ | \$335,880.00 (Non-responsive)
5. The Altman Company | MAJ | \$346,947.60 (Non-responsive)
6. Allen Ballew, General Contractor, Inc. | FBE | \$347,132.40
7. Williamson Builders, Inc. | MBE | \$389,134.80
8. The Henning Company | Application with Bid | \$466,521.60 (Non-responsive)

The Architect's construction cost estimate was \$204,194.00

The original low bidder's proposal did not return the complete bound proposal, as required in the bidding documents, and was deemed non-responsive. The award is recommended to the second low bidder, whose bid was responsive.

**Award is recommended to the lowest Responsive and Responsible and Best Bidder.**

This company is not debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings for Recovery Database.

B. **Contract Compliance No.:** 31-1069301 | (MAJ) | (Expires 01/11/2012)

C. **Emergency Designation:** Emergency designation is not requested.

### 2. **FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within and expend \$266,287.20 in funds from the Sanitary B.A.B.s (Build America Bonds) Fund for the subject project. This ordinance also amends the 2010 Capital Improvements Budget to establish sufficient budget authority to cover the expenditure upon passage of the ordinance.

To authorize the Director of Public Utilities to execute a construction contract with Wingler Construction, Inc., in connection with the Fairwood Facilities Improvements project; to authorize the transfer within and the expenditure of \$266,287.20 from the Sanitary B.A.B.s (Build America Bonds) Fund; and to amend the 2010 Capital Improvements Budget to establish sufficient budget authority to cover the expenditure upon passage of the ordinance for the Division of Sewerage and Drainage. (\$266,287.20)

**WHEREAS,** eight competitive bids for construction of the Fairwood Facilities Improvements project were received and opened June

16, 2009 in the offices of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into a construction contract with Wingler Construction, Inc., in order to provide for construction of the Fairwood Facilities Improvements project, and

**WHEREAS**, it is necessary to authorize the transfer of funds within the Sanitary B.A.B.s (Build America Bonds) Fund for purposes of providing sufficient funding for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for City Council to authorize the expenditure of funds from the Sanitary B.A.B.s (Build America Bonds) 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**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into a construction contract with Wingler Construction, Inc. for the Fairwood Facilities Improvements project, at the earliest practical date; for the preservation of 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 Director of Public Utilities be, and hereby is, authorized to enter into a contract with Wingler Construction, Inc., 771 South Hamilton Road, Columbus, OH 43213, for construction of the Fairwood Facilities Improvements project in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and Drainage.

**Section 2.** That the City Auditor is hereby authorized to transfer \$266,287.20 within the Sanitary B.A.B.s (Build America Bonds) Fund, Fund No. 668, Division of Sewerage and Drainage, Division 60-05, Object Level Three 6671 as follows:

**FROM:**

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

650351-100001 | Wastewater Treatment Facilities Const | OCA 664351 | (-\$266,287.20)

**TRANSFER**

**To:**

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

650510-100031 | Fairwood Facilities Improvements, Contract F34 | 631510 | (+\$266,287.20)

**Section 3.** That the Director of Public Utilities be and hereby is authorized to expend a total of \$266,287.20 from the Sanitary B.A.B.s (Build America Bonds) Fund into the Fairwood Facilities Improvements Project, Contract F34 | Fund 668 | Div. 60-05 | Project 650510-100031 | OCA Code 631510 | Object Level Three 6671.

**Section 4.** That the 2010 Capital Improvements Budget Ordinance No. 0564-2010 is hereby amended as follows, to provide and create sufficient budget authority for the award of the agreement stated herein.

Transfer of Authority:

**Project No. | Project Name | Current Authority | Revised Authority | (Change)**

650351-100001 | Wastewater Treatment Facilities Const | \$938,921 | \$672,633 | (-\$266,288)

650510-100031 | Fairwood Facilities Improvements, Contract F34 | \$1,102,884 | \$1,369,172 | (+\$266,288)

**Section 5.** That the City Auditor is hereby authorized 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 by monies from more than one source.

**Section 6.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**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 this ordinance shall take effect and be in force from and after the earliest period allowed by law.