



Legislation Text

File #: 1533-2016, **Version:** 1

This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with Pavement Protectors dba M&D Blacktop Sealing for the removal and replacement of asphalt surfaces at various locations. Each year, Recreation and Parks allocates a portion of the Capital Improvements budget to the maintenance of existing and potentially needed new installations of hard surfaces.

Background: This particular contract focuses on the removal and replacement of existing asphalt surfaces that are highly used by the public and include entry drives, parking lots, curbing, and access ramps. By maintaining these surfaces, safe and easy access can be maintained to the parks and facilities, in particular those facilities which are utilized for voting purposes. Areas for improvement are determined by input from members of the Community as well as Recreation and Parks staff.

The costs for this project will be \$625,000.00 with a contingency of \$62,500.00 for a total of \$687,500.00.

Bids were advertised through Vendor Services, in accordance with City Code Section 329, on May 9, 2016 and received by the Recreation and Parks Department on May 24, 2016. Bids were received from the following companies:

<u>Company</u>	<u>Amount</u>
M&D Blacktop (MAJ)	\$625,000
Columbus Asphalt (MAJ)	\$682,568
Decker Construction (MAJ)	\$720,784.92

After reviewing the proposals that were submitted, it was determined that M&D Blacktop was the lowest and most responsive bidder.

M&D Blacktop and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

Principal Parties:

Pavement Protectors dba M&D Blacktop Sealing
2020 Longwood Avenue, Grove City, OH 43123
Mark Nance 614-875-9989
31-1131599
Exp. Date: 6/23/16

Emergency Justification: An emergency exists in the usual daily operations of the Recreation and Parks Department in that it is immediately necessary to enter into said contract so that work may start as soon as possible to allow for the limited window for temperature and weather to allow for proper installation of the surface improvements.

Benefits to the Public: Project aims to provide and maintain continual accessibility and usable asphalt improvements throughout park properties and needed improvements have been identified from CRPD staff and the Community.

Area(s) Affected:

Academy Park (19) - \$85,000
Antrim Park (5) - \$112,000

Aquatic Swim Center (13) - \$95,000
Champions Golf Course (11) - \$45,000
Marion Franklin Park (23) - \$126,000
Wolfe Park (20) - \$162,000

Master Plan Relation: This project will support the mission of the Recreation and Parks Master Plan by removing access and circulation barriers to city parks.

Fiscal Impact: Funding for this project is budgeted within the 2016 Capital Improvements Budget. Bonds have yet to be sold for the cost of this project. Therefore, it is necessary to certify the required funds in the amount of \$687,500.00 against the Special Income Tax Fund 4430. Upon the sale of bonds, this will be reimbursed.

To authorize the Director of the Recreation and Parks Department to enter into contract with Pavement Protectors, dba M&D Blacktop Sealing, for the removal and replacement of asphalt surfaces at various locations; to certify the required funds in the amount of \$687,500.00 against the Special Income Tax Fund 4430; to authorize the expenditure of \$687,500.00 from the Recreation and Parks Bond Fund 7702; and declare an emergency. (\$687,500.00)

WHEREAS, it is necessary to authorize and direct the Director of the Recreation and Parks Department to enter into contract with Pavement Protectors, dba M&D Blacktop Sealing, for the removal and replacement of asphalt surfaces at various locations; and

WHEREAS, it is necessary to authorize the transfer of \$687,500.00 or so much thereof as may be needed between the Special Income Tax Fund, Fund 4430, and the Recreation and Parks Bond Fund, Fund 7702; and

WHEREAS, the city will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$687,500.00; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); now, therefore

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to enter into said contract so that work may start as soon as possible to allow for the limited window for temperature and weather to allow for proper installation of the surface improvements;
NOW, THEREFORE

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

SECTION 1. That the Director of the Recreation and Parks Department is hereby authorized and directed to enter into contract with Pavement Protectors, dba M&D Blacktop Sealing, for the removal and replacement of asphalt surfaces at various locations.

SECTION 2. That this ordinance is contingent on the passage of Ordinance No. 1550-2016.

SECTION 3. That from the unappropriated monies 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, 2016, the sum of

\$687,500.00 is appropriated in Fund 4430, Special Income Tax, in Object Class 10 Transfer Out Operating, and in Fund 7702, Recreation and Parks Bond Fund, in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 4. That the transfer of \$687,500.00 or so much thereof as may be needed, is hereby authorized between the Special Income Tax Fund, Fund 4430, and the Recreation and Parks Bond Fund, Fund 7702, per the account codes in the attachment to this ordinance.

SECTION 5. That the City Auditor is hereby authorized to transfer said funds to the Recreation and Parks Voted Bond Fund 7702, at such time as is deemed necessary by the City Auditor, and to expend said funds, or so much thereof as may be necessary.

SECTION 6. That upon obtaining other funds from the 2016 Bond Sale for the City of Columbus, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 5.

SECTION 7. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$687,500.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 8. 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 9. 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 10. 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 11. For the purpose stated in Section 1, the expenditure of \$687,500.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the Voted Recreation and Parks Bond Fund 7702 in object class 06 Capital Outlay per the accounting codes in the attachment.

SECTION 12. 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 10 days after passage if the Mayor neither approves nor vetoes the same.