



## Legislation Text

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**File #:** 0723-2016, **Version:** 1

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### **1. BACKGROUND**

The Division of Infrastructure Management is engaged in the Alley Rehabilitation project for the rehabilitation of city alleys. As part of this project, Division of Infrastructure Management crews will perform work such as clearing, surface grading and leveling, drainage improvements and selective repaving.

The cost incurred by the Street Construction Maintenance and Repair Fund for city staff and equipment associated with these alley improvements will be tracked by the division. This legislation authorizes reimbursement to the Street Construction Maintenance and Repair Fund, for capital improvement labor and equipment associated with this alley rehabilitation project. It is necessary to establish funding in the amount of \$700,000.00 for this purpose.

The rehabilitation of these alleys requires several commodities. These commodities include asphalt emulsion, various asphalt concrete, and limestone and gravel aggregates. The Purchasing Office has solicited formal competitive bids for the purchase of these commodities and has established universal term contracts (UTC). It is necessary to obtain the authorization from the Director of Finance and Management to establish purchase orders in the amount of \$600,000.00 for this purpose.

As part of the rehabilitation of these alleys a variety of construction debris will be collected and will require disposal. The division plans to dump debris gathered from the project at the landfill operated by the Solid Waste Authority of Central Ohio. It is necessary to establish funding in the amount of \$200,000.00 for this activity.

This legislation also waives the formal competitive bidding requirements of the Columbus City Code. Even though refuse disposal services are available in the market place other than those offered by SWACO, bidding must be waived because of the city's contractual relationship with SWACO.

This legislation authorizes the expenditure of \$1,500,000.00 from the Streets and Highways G.O. Bond Fund for the purchase of the above mentioned materials, tipping fees and reimbursement to the Street Construction Maintenance and Repair Fund for personnel and equipment expenditures associated with the 2016 alley rehabilitation project.

### **2. CONTRACT COMPLIANCE**

The Solid Waste Authority of Central Ohio's contract compliance number is 31-1338559 and SWACO is a Non-profit organization.

### **3. FISCAL IMPACT**

Funding for this expenditure totals \$1,500,000.00 and is available within the 2015 Streets and Highway G.O. Bond fund No. 7704. Capital Improvement Budget amendments are necessary to move monies and authority for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

### **4. EMERGENCY DESIGNATION**

Emergency legislation is requested to have funding available for this project so materials purchases can be made at the earliest possible time.

To amend the 2015 Capital Improvements Budget; to authorize the Director of Finance and Management to establish purchase orders for the purchase of asphalt emulsion, asphalt concrete and limestone and gravel aggregates per the terms

and conditions of current universal term contracts; to authorize the Director of Public Service to contract with SWACO; to waive the formal competitive bidding requirements of the Columbus City Code for tipping at the SWACO landfill; to authorize the Director of Public Service to expend \$1,500,000.00 or so much thereof as may be necessary to reimburse the Street Construction, Maintenance and Repair Fund for personnel and equipment associated with the Alley Rehabilitation Project, to buy required commodities and pay tipping fees; and to declare an emergency. (\$1,500,000.00)

**WHEREAS**, the Division of Infrastructure Management is engaged in a project to rehabilitate city alleys; and

**WHEREAS**, it is necessary to reimburse the Street Construction, Maintenance and Repair Fund for the cost of labor and equipment utilized for this project; and

**WHEREAS**, it is necessary to amend the 2015 Capital Improvement Budget and transfer funds to the appropriate projects within the Streets and Highways G.O. Bonds Fund; and

**WHEREAS**, it is necessary to purchase several commodities to be used for this project; and

**WHEREAS**, this ordinance authorizes the Director of Finance and Management to establish purchase orders per the terms and conditions of existing and pending UTCs for asphalt emulsion, limestone and gravel aggregates, and various asphalt concrete; and

**WHEREAS**, it is necessary to dispose of debris collected during this project; and

**WHEREAS**, this ordinance requests waiver of the formal competitive bidding requirements of Chapter 329 of the Columbus City Code to allow the Director of Public Service to enter into contract with SWACO; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Infrastructure Management, in that it is immediately necessary to establish funding for the purchase of these materials to maintain the project schedule 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 2015 Capital Improvement Budget authorized by Ordinance 0557-2015 be amended as follows to properly align budget authority with anticipated expenditures as follows:

Fund | Proj. No. | Proj. Name | Current | Change | Amended

704 / 530104-100004 / Alley Rehab Misc. (voted 2013 debt SIT Support) / \$807,963 / + \$692,037 / \$1,500,000 (to match cash)

**SECTION 2.** That the Director of Finance and Management be and hereby is authorized to establish purchase orders totaling \$600,000.00 per the terms and conditions of existing and pending UTCs for asphalt emulsion, various asphalt concretes and limestone and gravel aggregates for the Alley Rehabilitation Project for the Division of Infrastructure Management.

1. Asphalt emulsions: Specification MAT20: \$300,000.00
2. Various asphalt concretes: Specification MAT03: \$150,000.00
3. Crushed limestone and gravel aggregates: Specification MAT05: \$150,000.00

**SECTION 3.** That the Director of Public Service be and hereby is authorized to establish a purchase order with the Solid Waste Authority of Central Ohio, Department 1833, Columbus, Ohio 43271, in an amount not to exceed \$200,000.00 for payment of refuse tipping fees.

**SECTION 4:** That City Council has determined that is in the best interest of the City to waive the competitive bidding provisions of Chapter 329 of the Columbus City Code for the action listed above in Section 3.

**SECTION 5.** That for the purpose of reimbursing the Street Construction Maintenance and Repair fund, purchasing various commodities from established universal term contracts and paying for the disposal of construction debris for said alley rehabilitation work, the sum of \$1,500,000.00 is hereby authorized to be expended in Fund 7704 Street and Highway GO Bonds Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 6.** 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 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 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 9.** 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.