



Legislation Details (With Text)

File #: 1019-2015 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 4/8/2015 **In control:** Recreation & Parks Committee

On agenda: 4/27/2015 **Final action:** 4/29/2015

Title: To authorize and direct the Director of Recreation and Parks to enter into contract with RW Setterlin Building Company for the Driving Park Community Center Improvements and Fairwood Pool Relocation Project; to authorize and direct the City Auditor to appropriate and transfer \$10,500,000.00 from the Special Income Tax Fund to the Recreation and Parks Bond Fund; to authorize the expenditure of \$9,752,700.00 with a contingency of \$747,300.00 for a total of \$10,500,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$10,500,000.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
4/29/2015	1	CITY CLERK	Attest	
4/28/2015	1	MAYOR	Signed	
4/27/2015	1	COUNCIL PRESIDENT	Signed	
4/27/2015	1	Columbus City Council	Approved	Pass

This ordinance authorizes the Director of the Recreation and Parks Department to enter into contract with RW Setterlin Building Company for the renovation and addition to the existing Driving Park Community Center. These improvements will update the HVAC, plumbing, and electrical systems as well as upgrading the existing classrooms and multipurpose room. Furthermore, there will be an addition that will house a new dance studio, new gymnasium, fitness center, classroom, game room, welcoming lobby and offices that will enhance the community's use of this facility. The current facility has 9,500 square feet and will be expanded to 24,000 square feet. The facility will also be the new home of the relocated Fairwood Pool, which will be 8,500 square feet and include a zero entry access, tot area, water slides, a six lane competition pool, and a dive well.

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 during the current construction season in order to be completed by the opening of the pool season in 2016.

Fiscal Impact:

Bonds have yet to be sold for the project necessitating a certification of \$10,500,000.00 against the Special Income Tax Fund. Upon the sale of bonds, this will be reimbursed.

Bids were advertised through Vendor Services, in accordance with City Code Chapter 329, on March 6, 2015 and received by the Recreation and Parks Department on March 31, 2015. Bids were received from the following companies:

	<u>Status</u>	<u>Amount</u>
RW Setterlin	MAJ	\$9,752,700
Quandel	MAJ	\$9,925,100
Gutknecht	MAJ	\$9,945,000

Corna Kokosing	MAJ	\$9,951,915
Dunlop & Johnston	MAJ	\$10,058,100
2K General	MAJ	\$10,121,000
Thomas & Marker	MAJ	\$10,343,800
Altman General	MAJ	\$10,544,350

After reviewing the proposals that were submitted, it was determined that RW Setterlin Building Company was the lowest and most responsive bidder.

Principal Party:

RW Setterlin Building Company
560 Harmon Avenue, Columbus, OH 43223
Aaron Daman 614-586-0236
CC# 310836188 Exp: 10/7/16

To authorize and direct the Director of Recreation and Parks to enter into contract with RW Setterlin Building Company for the Driving Park Community Center Improvements and Fairwood Pool Relocation Project; to authorize and direct the City Auditor to appropriate and transfer \$10,500,000.00 from the Special Income Tax Fund to the Recreation and Parks Bond Fund; to authorize the expenditure of \$9,752,700.00 with a contingency of \$747,300.00 for a total of \$10,500,000.00 from the Recreation and Parks Voted Bond Fund; and to declare an emergency. (\$10,500,000.00)

WHEREAS, bids were received by the Recreation and Parks Department on March 31, 2015 for the Driving Park Community Center Improvements and Fairwood Pool Relocation Project and will be awarded to RW Setterlin Building Company as the lowest, best, most responsive and responsible bidder;and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to this project; 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 aggregate principal amount of obligations which the City will issue to finance these improvements is presently expected not to exceed \$10,500,000.00; 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"); and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract so that work may start during the current construction season in order to be completed by the opening of the pool season in 2016.; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks be and is hereby authorized to enter into contract with RW Setterlin Building Company for the Driving Park Community Center Improvements and Fairwood Pool Relocation Project.

SECTION 2. The sum of \$10,500,000.00 be and is hereby appropriated from the unappropriated balance of the Special Income Tax Fund, Fund 430, 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 ending December 31, 2015 to the City Auditor, Department 22 -01, Object Level One Code 10, Object Level Three Code 5502, OCA Code 902023.

SECTION 3. That the City Auditor is hereby authorized to transfer said funds to the Recreation and Parks Voted Bond Fund 702, 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 4. That the amount of \$10,500,000.00 is hereby transferred and appropriated to Recreation and Parks, 51-01, Fund 702, Project - 510035-100020, Object Level One Code 06, Object Level Three Code 6621, OCA Code 723520.

SECTION 5. That upon obtaining other funds from the 2015 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 3.

SECTION 6. That the City Auditor is authorized to establish proper accounting project numbers and to make any accounting changes to revise the funding source for any contract or contract modification associated with the expenditure of funds transferred in Section 3 above.

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 \$10,500,000.00 (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 the 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. That the expenditure of \$10,500,000.00 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 702, as follows:

Project	OCA Code	Object Level 3	Amount
510035-100020 (Driving Park Recreation Center)	723520	6621	\$10,500,000.00

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 ten days after passage if the Mayor neither approves nor vetoes the same.

