



Legislation Details (With Text)

File #: 1739-2015 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 6/22/2015 **In control:** Public Service & Transportation Committee

On agenda: 7/27/2015 **Final action:** 7/30/2015

Title: To authorize the Director of Public Service to enter into an agreement with MORSO Holding Co. and to accept a contribution of \$1,100,000.00 from MORSO Holding Co. to offset a portion of the costs of constructing the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project; to amend the 2015 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bond Fund, the Gov'l B.A.B.s (Build America Bonds) Fund, and the Street and Highway Improvement (Non-Bond) Fund; to authorize the City Auditor to transfer cash and appropriation from the Streets and Highways Bond Fund and the Gov'l B.A.B.s (Build America Bonds) Fund to the General Government Grants Fund; to authorize the Director of Public Service to enter into contract with Nickolas Savko & Sons, Inc. in connection with the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project; to authorize the expenditure of \$5,377,901.66 from the General Government Grants Fund, and the Street and Highway Improvement (Non-Bond) Fund; and to declare an emergency. (\$5,377,901.66)

Sponsors:

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|----------|--------|
| 7/30/2015 | 1 | CITY CLERK | Attest | |
| 7/29/2015 | 1 | MAYOR | Signed | |
| 7/27/2015 | 1 | COUNCIL PRESIDENT | Signed | |
| 7/27/2015 | 1 | Columbus City Council | Approved | Pass |

1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract for the construction of the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project and to provide payment for construction administration and inspection services.

This legislation also authorizes the Director of Public Service to enter into an agreement with MORSO Holding Co. and to accept a contribution of \$1,100,000.00 from MORSO Holding Co. to offset a portion of the costs of constructing the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project.

This project, located in the Northeast Area, consists of constructing a new roadway from Square Place, approximately 1000' west of Stelzer Road to Morse Crossing, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth at Bid Submittal Documents. The new roadway will include curb and gutter, sidewalk, street trees, storm sewers, water line, and street lighting. A right turn lane will be added on Morse Crossing from Easton Square Place to approximately 185' west of Easton Square Place.

The estimated Notice to Proceed date is August 5, 2015. The Office of Support Services let the project through Vendor Services and Bid Express. Six bids were received on June 18, 2015 (six majority) and tabulated on June 19, 2015, as follows:

| <u>Company Name</u> | | <u>Bid Amount</u> | <u>City/State</u> |
|--------------------------------|----------|-------------------|-------------------|
| <u>Majority/MBE/FBE</u> | | | |
| Nickolas Savko & Sons, Inc. | | \$4,889,001.51 | Columbus, |
| Ohio | Majority | | |
| Double Z Construction Company | | \$5,098,447.53 | Columbus, Ohio |
| Majority | | | |
| Kenmore Construction Co., Inc. | | \$5,120,124.83 | |
| Akron, Ohio | Majority | | |
| Elite Excavating of Ohio, Inc. | | \$5,594,576.73 | Mansfield, |
| Ohio | Majority | | |
| George J. Igel & Co., Inc. | | \$5,601,916.28 | Columbus, |
| Ohio | Majority | | |
| Stover Excavating, Inc. | | \$6,324,225.87 | Plain |
| City, Ohio | Majority | | |

The committee awarded the project to Nickolas Savko & Sons, Inc. as the lowest responsive and responsible and best bidder. The contract amount will be \$4,889,001.51. The amount for construction administration and inspection services will be \$488,900.15. The total legislated amount is \$5,377,901.66.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Nickolas Savko & Sons, Inc.

2. PREQUALIFICATION STATUS

Nickolas Savko & Sons, Inc. and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

3. CONTRACT COMPLIANCE

The contract compliance number for Nickolas Savko & Sons, Inc. is 31-0907362 and 6/30/17.

4. FISCAL IMPACT

Funds in the amount of \$5,377,901.66 are available for this project as follows: \$3,047,997.03 from the Streets and Highways Bond Fund, Fund 704; \$308,953.63 from the Gov'l B.A.B.s (Build America Bonds) Fund, Fund 746; \$920,951.00 from the General Government Grant Fund, Fund 220; and \$1,100,000.00 from the Street and Highway Improvement (Non-Bond) Fund, Fund 766, which will be reimbursed by a \$1,100,000.00 contribution from MORSO Holding Co. upon authorization of this legislation. An amendment to the 2015 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

5. EMERGENCY DESIGNATION

Emergency action is requested in order to make the necessary funding for this project immediately available so as to allow this project to commence as early as possible and to prevent unnecessary delays in the Department of Public Service's Capital Improvement Program.

To authorize the Director of Public Service to enter into an agreement with MORSO Holding Co. and to accept a contribution of \$1,100,000.00 from MORSO Holding Co. to offset a portion of the costs of constructing the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project; to amend the 2015 Capital Improvements Budget; to authorize the City Auditor to transfer cash and appropriation within the Streets and Highways Bond Fund, the Gov'l B.A.B.s (Build America Bonds) Fund, and the Street and Highway Improvement (Non-Bond) Fund; to authorize the City Auditor to transfer cash and appropriation from the Streets and Highways Bond Fund and the Gov'l B.A.B.s (Build America Bonds) Fund to the General Government Grants Fund; to authorize the Director of Public Service to enter into contract with Nickolas Savko & Sons, Inc. in connection with the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project; to authorize the expenditure of \$5,377,901.66 from the General Government Grants Fund, and the Street and Highway Improvement (Non-Bond) Fund; and to declare an emergency. (\$5,377,901.66)

WHEREAS, the City of Columbus Department of Public Service is engaged in the Resurfacing - Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project; and

WHEREAS, the scope of services for this project includes constructing a new roadway from Square Place, approximately 1000' west of Stelzer Road to Morse Crossing and adding a right turn lane will be added on Morse Crossing from Easton Square Place to approximately 185' west of Easton Square Place; and

WHEREAS, Nickolas Savko & Sons, Inc. will be awarded the contract for the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project; and

WHEREAS, it is necessary to enter into contract with Nickolas Savko & Sons, Inc. for this project; and

WHEREAS, it is necessary to provide for construction administration and inspection services; and

WHEREAS, MORSO Holding Co. has agreed to contribute \$1,100,000.00 toward the cost of constructing the aforementioned project; and

WHEREAS, it is necessary for the Director of Public Service to enter into an agreement with MORSO Holding Co. to accept that contribution; and

WHEREAS, it is necessary to authorize an amendment to the 2015 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; 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 agreements with MORSO Holding Co. and Nickolas Savko & Sons, Inc. in order to complete these needed improvements, 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 Director of Public Service be and is hereby authorized to enter into an agreement with MORSO Holding Co., Three Limited Parkway, Columbus, Ohio 43230, and to accept a contribution of \$1,100,000.00 from MORSO Holding Co. to offset a portion of the costs of constructing the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project.

SECTION 2. That the 2015 Capital Improvements Budget, authorized by Ordinance 0557-2015, be amended to provide sufficient authority for this Public Service project as follows:

Fund / Project / Project Name / Current C.I.B. / Change / C.I.B. as amended

766 / 530161-100172 / Roadway Improvements - West Nationwide (Street & Highway Imp Carryover) / \$0.00 / \$1,100,000.00 / \$1,100,000.00 (to match cash)

704 / 590131-100003 / Miscellaneous Developments - American Addition Infrastructure / \$2,331,661.00 / \$9,892.00 / \$2,341,553.00 (cancellation)

704 / 440104-100011 / Miscellaneous Economic Development - Weinland Park - Phase 3A (Voted Carryover) / \$2,636,526.00 / (\$1,500,000.00) / \$1,136,526.00

704 / 590131-100003 / Miscellaneous Developments - American Addition Infrastructure / \$2,341,553.00 / (\$1,547,998.00) / \$793,555.00

746 / 440104-100002 / Miscellaneous Economic Development - Columbus Coated Fabrics (Voted Carryover) / \$308,954.00 / (\$308,954.00) / \$0.00

766 / 530161-100172 / Roadway Improvements - West Nationwide (Street & Highway Imp Carryover) / \$1,100,000.00 / (\$1,100,000.00) / \$0.00

704 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing (Voted

Carryover) / \$0.00 / \$3,047,998.00 / \$3,047,998.00

746 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing (Voted

Carryover) / \$0.00 / \$308,954.00 / \$308,954.00

766 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing (Street &

Highway Imp Carryover) / \$0.00 / \$1,100,000.00 / \$1,100,000.00

SECTION 3. That the sum of \$1,100,000.00 be and is hereby appropriated from the unappropriated balance of the Streets and Highways Improvement (Non-Bond) Fund 766, and from any and all sources estimated to come into said fund and unappropriated for any other purpose during the period ending December 1, 2015, on behalf of the Department of Public Service, as follows:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

766 / 530161-100172 / Roadway Improvements - West Nationwide / 06-6600 / 761172 / \$1,100,000.00

SECTION 4. That the transfer of cash and appropriation within and between the Streets and Highways G.O. Bond Fund, Fund 704, Gov'l B.A.B.s (Build America Bonds) Fund, Fund 746, and the Street and Highway Improvement (Non-Bond) Fund, Fund 766, be authorized as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 440104-100011 / Miscellaneous Economic Development - Weinland Park - Phase 3A / 06-6600 / 710411 /

\$1,500,000.00

704 / 590131-100003 / Miscellaneous Development - American Addition Infrastructure / 06-6600 / 743103 /

\$1,547,997.03

746 / 440104-100002 / Miscellaneous Economic Development - Columbus Coated Fabrics / 06-6600 / 746104 /

\$308,953.63

766 / 530161-100172 / Roadway Improvements - West Nationwide / 06-6600 / 761172 / \$1,100,000.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing / 10-5501 /

746164 / \$3,047,997.03

746 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing / 10-5501 /

764164 / \$308,953.63

766 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing / 06-6600 /

766164 / \$1,100,000.00

SECTION 5. That the City Auditor is hereby authorized to transfer cash between the Streets and Highways G.O. Bond Fund, Fund 704, and the General Government Grants Fund, Fund 220, as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

704 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing / 10-5501 /

746164 / \$3,047,997.03

746 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing / 10-5501 /

764164 / \$308,953.63

Transfer to:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

220 / 591500-100000 / Easton Square Place ODSA / 80-0886 / 591500 / \$3,356,950.66

SECTION 6. That the sum of \$4,277,901.66 be and is hereby appropriated from the unappropriated balance of the General Government Grants Fund, Fund 220, and from any and all sources estimated to come into said fund and

unappropriated for any other purpose during the period ending December 1, 2015, on behalf the Department of Public Service, as follows:

Fund / Grant / Grant Name / O.L. 01-03 Codes / OCA / Amount

220 / 591500-100000 / Easton Square Place ODSA / 06-6600 / 591500 / \$4,277,901.66

SECTION 7. That the Director of Public Service be and is hereby authorized to enter into contract with Nickolas Savko & Sons, Inc., 4636 Shuster Road, Columbus, Ohio 43214, for the construction of the Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing project in an amount up to \$4,889,001.51 or so much thereof as may be needed in accordance with the specifications and plans on file in the Office of Support Services and to pay for the necessary inspection costs associated with the project up to a maximum of \$488,900.15.

SECTION 8. That for the purpose of paying the cost of the contract and inspection, the sum of \$5,377,901.66 or so much thereof as may be needed, is hereby authorized to be expended from the General Government Grants Fund, Fund 220, and the Streets and Highways Improvements (Non-Bond) Fund, Fund 766 for the Division of Design and Construction, Dept.-Div. 59-12, as follows:

Contract (\$4,889,001.51)

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

220 / 591500-100000 / Easton Square Place ODSA / 06-6631 / 591500 / \$3,899,001.51

766 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing / 06-6631 / 766164 / \$990,000.00

Inspection (\$488,900.15)

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount

220 / 591500-100000 / Easton Square Place ODSA / 06-6687 / 591500 / \$378,900.15

766 / 530161-100164 / Roadway Improvements - Easton Square Place - Stelzer Road to Morse Crossing / 06-6687 / 766164 / \$110,000.00

SECTION 9. 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 10. That the City Auditor is hereby authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 11. 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 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.