



## Legislation Details (With Text)

**File #:** 1686-2016      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 6/17/2016      **In control:** Public Service & Transportation Committee

**On agenda:** 7/11/2016      **Final action:** 7/15/2016

**Title:** To amend the 2016 Capital Improvements Budget; to authorize the City Auditor to appropriate and transfer funds within the Streets and Highways Bonds Fund; to authorize the Director of Public Service to enter into contract with APBN, Inc. for the Bridge Rehabilitation - Ohio Center Way Over Conrail North of Structure 1 West of 3rd project; to authorize the expenditure of up to \$1,799,186.24 from the Streets and Highways Bonds Fund to pay for the project along with construction administration and inspection services; and to declare an emergency. (\$1,799,186.24)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 1686-2016 Legislation Accounting Templates.pdf

Date	Ver.	Action By	Action	Result
7/15/2016	1	CITY CLERK	Attest	
7/14/2016	1	MAYOR	Signed	
7/11/2016	1	COUNCIL PRESIDENT	Signed	
7/11/2016	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract for the Bridge Rehabilitation - Ohio Center Way Over Conrail North of Structure 1 West of 3rd project for the Division of Design and Construction.

This project consists of rehabilitation work on the bridges east of High Street and West of Third Street, including the bridge on High Street, and other such work as may be necessary to complete the contract in accordance with the plans and specifications.

The estimated Notice to Proceed date is July 25, 2016. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on May 3, 2016, (both majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
APBN Inc.	\$2,051,733.20	Campbell, OH	Majority
Righter Company, Inc.	\$2,339,364.78	Columbus, OH	Majority

Award is to be made to APBN Inc., as the lowest responsive and responsible and best bidder. The contract amount will be \$2,051,733.20

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against APBN Inc.

Legislation 2932-2015 previously authorized Public Service to enter into an agreement with CSX Transportation, Inc. for

the purpose of authorizing the railroad to review plans and perform other work pertaining to the Bridge Rehabilitation - Ohio Center Way over railroad North of Structure 1 West of 3rd project and to provide payment to the railroad for this work in the amount of \$125,000.00.

Painting of the Ludlow Alley bridge was included as part of the bid and was to be paid by Nationwide Realty Investors (NRI). NRI has decided not to participate in this contract. The Ludlow Alley portion of the work will not be awarded and the contract amount will be reduced accordingly.

## **2. CONTRACT COMPLIANCE**

The contract compliance number for APBN Inc. is 84-1671014, vendor number (010524), and expires on 11/25/2017.

## **3. FISCAL IMPACT**

Funding for this project is available within the Streets and Highways Bond Fund. An amendment to the 2016 Capital Improvements Budget is necessary to establish sufficient cash and authority in the proper project. NRI has opted not to paint the Ludlow Alley pedestrian bridge and that portion of the work will be non-performed and results in the revised construction contract in the amount of \$1,713,510.70.

## **4. PREQUALIFICATION**

APBN, Inc. has met code requirements with respect to prequalification, pursuant to relevant sections of Columbus City Code Chapter 329. There are no proposed subcontractors on this project.

## **5. EMERGENCY DESIGNATION**

Emergency action is requested in order to provide for necessary bridge rehabilitation work at the earliest possible time to ensure the safety of the travelling public.

To amend the 2016 Capital Improvements Budget; to authorize the City Auditor to appropriate and transfer funds within the Streets and Highways Bonds Fund; to authorize the Director of Public Service to enter into contract with APBN, Inc. for the Bridge Rehabilitation - Ohio Center Way Over Conrail North of Structure 1 West of 3rd project; to authorize the expenditure of up to \$1,799,186.24 from the Streets and Highways Bonds Fund to pay for the project along with construction administration and inspection services; and to declare an emergency. (\$1,799,186.24)

**WHEREAS**, the City of Columbus Department of Public Service is engaged in the Bridge Rehabilitation - Ohio Center Way Over Conrail North of Structure 1 West of 3rd project; and

**WHEREAS**, work on this project consists of rehabilitation work on the bridges east of High Street and West of Third Street, including the bridge on High Street; and

**WHEREAS**, Ordinance 2932-2015 previously authorized entering into an agreement with CSX Transportation, Inc. for the purpose of authorizing the railroad to review plans and perform other work pertaining to the Bridge Rehabilitation - Ohio Center Way over railroad North of Structure 1 West of 3rd project and to provide payment to the railroad for this work in the amount of \$125,000.00; and

**WHEREAS**, APBN, Inc. will be awarded the contract for the Bridge Rehabilitation - Ohio Center Way Over Conrail North of Structure 1 West of 3rd project; and

**WHEREAS**, it is necessary to enter into contract with APBN, Inc.; and

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

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service, Division of Design and Construction, in that it is immediately necessary to authorize the Director to enter into contract with APBN, Inc. so

that this project can proceed immediately for the rehabilitation of these bridges to ensure the safety of the travelling public, 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 2016 C.I.B. authorized within ordinance 0960-2016 be amended as follows to establish funding for this project:

**Fund / Project / Project Name / C.I.B. / Change / C.I.B. as Amended**

7704 / P530303-100000 / Housing Initiatives - Roadway (Voted Carryover) / \$1,649,570.00 / (\$1,649,570.00) / \$0.00

7704 / P530301-100000 / Bridge Rehabilitation - Voted Carryover / \$356,310.00 / (\$149,617.00) / \$206,693.00

7704 / P530301-163177 / Bridge Rehabilitation - Ohio Center Way over R.R. N. of Structure 1 (Voted Carryover) / \$0.00 / \$1,799,187.00 / \$1,799,187.00

**SECTION 2.** That the transfer of \$1,799,186.24, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance:

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into contract with APBN, Inc., 670 Robinson Road, Campbell , Ohio, 44405, for the construction of the Bridge Rehabilitation - Ohio Center Way Over Conrail North of Structure 1 West of 3rd project in an amount up to \$1,713,510.70 or so much thereof as may be needed, for the Division of Design and Construction in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to pay for the necessary inspection costs associated with the project up to a maximum of \$85,675.54.

**SECTION 4.** That the expenditure of \$1,799,186.24, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 5.** 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 6.** 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 7.** 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 8.** 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.