



## Legislation Details (With Text)

**File #:** 0030-2019      **Version:** 1

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

**File created:** 12/18/2018      **In control:** Public Service & Transportation Committee

**On agenda:** 2/4/2019      **Final action:** 2/6/2019

**Title:** To amend the 2018 Capital Improvement budget; to authorize the transfer of funds within the Storm Sewer Bonds Fund; to authorize the Director of Public Service to enter into contract with Shelly & Sands, Inc., for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; to authorize the expenditure of up to \$1,163,053.80 from the Storm Sewer Bonds Fund for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; to authorize the expenditure of up to \$11,405,689.90 from the Streets and Highways Bonds Fund for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; and to declare an emergency. (\$12,568,743.70)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 0030-2019 Legislation Template

Date	Ver.	Action By	Action	Result
2/6/2019	1	CITY CLERK	Attest	
2/5/2019	1	MAYOR	Signed	
2/4/2019	1	COUNCIL PRESIDENT	Signed	
2/4/2019	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Shelly and Sands, Inc., for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects and to provide payment for construction, construction administration and inspection services.

This contract includes replacement of the sidewalk and curb on both sides of North High Street between W. Starr Avenue and E. 9th Avenue; landscaping planter beds and street trees will be installed; North High Street will be planed and overlaid; mast arm traffic signal facilities will be installed and other traffic control improvements will be implemented; street and pedestrian light fixtures will be replaced within the project limits; storm sewer systems will be installed; and all overhead utilities along North High Street within the project limits will be relocated underground.

The estimated Notice to Proceed date is February 20, 2019. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on December 11, 2018, and tabulated as follows:

Company Name	Bid Amount	City/State	Majority/MBE/FBE
Shelly and Sands, Inc.	\$11,426,130.64	Columbus, OH	Majority
Complete General Construction	\$11,667,026.25	Columbus, OH	Majority

Award is to be made to Shelly & Sands, Inc., as the lowest responsive and responsible and best bidder for their bid of \$11,426,130.64. The amount of construction administration and inspection services will be \$1,142,613.06. The total legislated amount is \$12,568,743.70.

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

## **2. CONTRACT COMPLIANCE INFORMATION**

The contract compliance number for Shelly & Sands, Inc., is CC006043 and expires 3/1/2020.

## **3. PRE-QUALIFICATION STATUS**

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

## **4. FISCAL IMPACT**

This was a budgeted expense of \$11,405,689.90 within the Streets and Highways Bond Fund, Fund 7704. An amendment to the 2018 Capital Improvement Budget is necessary to align budgetary authority with the proper project.

Funds in the amount of \$1,163,053.80 are available within the Storm Sewer Bonds Fund, Fund 6204. An amendment to the 2018 Capital Improvement Budget and a transfer of cash are necessary to align budget authority and cash with the proper project.

## **5. EMERGENCY DESIGNATION**

Emergency action is requested in order to complete the project per the established schedule, minimizing the impact on the public in the area.

To amend the 2018 Capital Improvement budget; to authorize the transfer of funds within the Storm Sewer Bonds Fund; to authorize the Director of Public Service to enter into contract with Shelly & Sands, Inc., for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; to authorize the expenditure of up to \$1,163,053.80 from the Storm Sewer Bonds Fund for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; to authorize the expenditure of up to \$11,405,689.90 from the Streets and Highways Bonds Fund for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; and to declare an emergency. (\$12,568,743.70)

**WHEREAS**, the Department of Public Service is engaged in the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; and

**WHEREAS**, the work for the projects consists of the replacement of the sidewalk and curb on both sides of North High Street between W. Starr Avenue and E. 9th Avenue; landscaping planter beds and street trees will be installed; North High Street will be planed and overlaid; mast arm traffic signal facilities will be installed and other traffic control improvements will be implemented; street and pedestrian light fixtures will be replaced within the project limits; storm sewer systems will be installed; and all overhead utilities along North High Street within the project limits will be relocated underground; and

**WHEREAS**, Shelly & Sands, Inc., will be awarded the contract for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects for construction expense along with construction administration and inspection services; and

**WHEREAS**, it is necessary to amend the 2018 Capital Improvement Budget to establish authority within the correct project; and

**WHEREAS**, it is necessary to authorize a transfer of funds within Fund 6204, the Storm Sewer Bonds Fund, to establish sufficient cash to pay for the project; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is

immediately necessary to authorize the Director to enter into contract with Shelly & Sands, Inc., in order to complete the project per the established schedule to minimize the impact on the public in the area, 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 2018 Capital Improvements Budget authorized by ordinance 1010-2018 be amended as follows to establish sufficient authority for this project:

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

6204 / P611625-122182 (Voted 2016) / Blueprint Storm Sewer Cleaning and Televising Assessment - Champion/Roberts / \$1,000,000.00 / (\$1,000,000.00) / \$0.00

6204 / P611031-100000 (Voted 2016) / ST-21, ST-22, ST-23 Improvements / \$227,669.00 / (\$163,055.00) / \$64,614.00

6204 / P610855-100003 (Voted 2016) / High Street Storm Sewer, 5th to 9th Ave. / \$0.00 / \$1,163,055.00 / \$1,163,055.00

7704 / P530058-100005 / NCR - TBD (Voted Carryover) / \$674,718.00 / (\$137,533.00) / \$537,185.00

7704 / P530058-100002 / NCR - Weinland Park 7th to 9th (Voted Carryover) / \$0.00 / \$137,533.00 / \$137,533.00

**SECTION 2.** That the transfer of \$1,163,055.00, or so much thereof as may be needed, is hereby authorized within Fund 6204 (Storm Sewer Bonds Fund), from Dept-Div 6015 (Sewers and Drains (Stormwater Section), Project P611625-122182 (Blueprint Storm Sewer Cleaning and Televising Assessment - Champion/Roberts), Object Class 06 (Capital Outlay) and from Dept-Div 6015 (Sewers and Drains (Stormwater Section)), Project P611031-100000 (ST-21, ST-22, ST-23 Improvements), Object Class 06 (Capital Outlay) to Dept-Div 6015 (Sewers and Drains Stormwater Section), Project P610855-100003 (High Street Storm Sewer 5th Ave to 9th Ave), Object Class 06 (Capital Outlay) 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 a construction services contract with Shelly & Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio, 43223, for the Short North SID - High Street Improvements Phase 3 and NCR - Weinland Park 7th to 9th projects in the amount of up to \$11,426,130.64 in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to pay for necessary construction administration and inspection costs associated with the project up to a maximum of \$1,142,613.06.

**SECTION 4.** That the expenditure of \$8,345,025.83, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P530053-100003 (Downtown Streetscape - Short North SID -- High Street Improvements Phase 3), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That the expenditure of \$3,060,664.07, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P530058-100002 (NCR - Weinland Park 7th to 9th), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That the expenditure of \$1,163,053.80, or so much thereof as may be needed, is hereby authorized in Fund 6204 (Storm Sewer Bonds Fund), Dept-Div 6015 (Sewers and Drains Stormwater Section), Project P610855-100003 (High Street Storm Sewer, 5th to 9th Ave.), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 6.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance 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.