



Legislation Details (With Text)

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Title: To authorize the Director of the Recreation and Parks Department to enter into contract with Elford, Inc. for the Linden Park and Facility Improvements project; to authorize the expenditure of \$24,800,000.00; and to declare an emergency. (\$24,800,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Linden Park and Community Center

Date	Ver.	Action By	Action	Result
6/5/2019	1	CITY CLERK	Attest	
6/4/2019	1	ACTING MAYOR	Signed	
6/3/2019	1	COUNCIL PRESIDENT	Signed	
6/3/2019	1	Columbus City Council	Approved	Pass

This ordinance is to authorize the Director of the Recreation and Parks Department to enter into contract with Elford, Inc. for the Linden Park and Facility Improvements project.

Background: The Linden Park and Community Center has been long awaiting a full update. This project will demolish the existing facility and build a new, +/-55,000 SF Community Center. The new center will include an elevated walking track; gymnasium, mat room, fitness room, dance studio; demonstration/teaching kitchen; music studio; computer lab, arts and ceramics room; as well as multi-use and partner spaces.

The existing +/-20 acre park will also undergo a full renovation. The new park will include a new, larger, deeper, and healthier pond; walking paths and site lighting throughout; baseball, soccer, and football sports field space; basketball, futsal, tennis, pickleball, and hockey sports courts; a Columbus Blue Jackets themed playground; sprayground/splash pad; as well as an open shelter, performance pavilion, and site amenities throughout.

As just a piece of the larger One Linden Community Transformation Plan, other City departments will be concurrently conducting improvements throughout the Linden area.

This project was publically advertised via the City of Columbus Vendor Services webpage, through Bid Express and was picked up by various plan rooms both locally and regionally and distributed to their membership. A networking meeting was also held at the Linden Community Center on 3/27/19 which connected Disadvantaged Businesses with potential General Contractors.

Fees (base, alternates & contingency):

Base Bid:	\$22,585,625.00	
Alternate #1:	\$34,360.00	Park Music Play Instruments
Alternate #2:	\$16,080.00	Park Fitness Stations
Alternate #3:	\$52,982.00	Park Entry Gateways

Alternate #4:	\$10,445.00	Park Trail Marker Pylons
Alternate #5:	\$47,528.00	Park Performance Pavilion
Alternate #6:	\$102,513.00	Facility Emergency Generator
Alternate #7:	\$18,901.00	Facility Operable Wall Power
Alternate #8:	\$5,225.00	Facility Raised Aluminum Storefront Sill
Alternate #12:	\$20,900.00	Park Playground Tile Surfacing
Alternate #13:	\$22,843.00	Construction Photo Documentation
Contingency:	\$1,882,598.00	
Total:	\$24,800,000.00	

Bids were advertised through Vendor Services, in accordance with City Code Section 329 and federal procurement regulations at 2 CFR 200, on 3/22/19 and received by the Recreation and Parks Department on 4/25/19. Bids were received from the following companies:

<u>Company</u>	<u>Status</u>	<u>Amount</u>
Elford Inc.	(MAJ)	\$22,585,625.00 base
Smoot Construction Company	(MBE)	\$23,290,626.00 base
Barton Malow	(MAJ)	\$24,037,625.00 base
The Ruhlin Company	(MAJ)	\$24,978,500.00 base
Dunlop & Johnston, Inc.	(MAJ)	\$21,866,250.00 base - Unresponsive

After reviewing the proposals that were submitted, it was determine that Elford, Inc. was the lowest and most responsive bidder.

Elford, Inc. and all proposed subcontractors have met code requirements with respect to prequalification, pursuant to relevant sections of Columbus City Code Chapter 329.

Principal Parties:

Elford, Inc.
1220 Dublin Road
Columbus, OH, 43215
Don Andersen, (614) 662-2803
CCN: 31-4371060

Emergency Justification: An emergency is being requested due to the 15 month construction schedule of the project and programming needs, expedited notice to proceed will allow for completion in time for fall 2020 occupancy.

Benefits to the Public: The Linden Park and Facility Improvements project, which is also a Center for Opportunity, address the community development needs of the Linden neighborhood by making significant capital improvements to quality of life and will provide access to social services. The Linden neighborhood has suffered from lack of investment and community development for several decades. This investment will serve not only the community's immediate needs, but will also serve as a catalyst for future economic and community development.

Current trends of community disinvestment, lack of access to healthcare, nutrition and adequate youth and family programing will continue with the absence of the existing center during construction. This project will address many of the needs and concerns raised by feedback from the community and data analyzed in the One Linden Community Transformation Plan. This project will serve as a Center of Opportunity and as a resource for Linden residents; and through high quality programming and partnerships provide pathways to the opportunities the Linden Community deserves.

Community Input/Issues: Numerous Community outreach events were hosted by the City to gather input and provide feedback for the design of the improvements.

Area(s) Affected:

North Linden (40)

South Linden (45)

Master Plan Relation:

- 1.1 System-wide Strategies
 - 1.1.2 Continue to work with neighborhood groups to improve and maintain parks
 - 1.1.3 Remove access and circulation barriers to city parks
- 1.3 Strategies for Community Parks
 - 1.3.2 Perform an overall assessment of productivity of space and amenities to guide improvements
 - 1.3.3 Expand revenue-producing amenities
 - 1.3.4 Update 1 community park per year
 - 1.3.5 Plan for programming that allows for Community Parks and their respective Community Centers to function as one space
- 1.12 Strategies for Aquatics
 - 1.12.3 Install spraygrounds in areas where there are gaps in service in the northeast and northwest parts of the city

Fiscal Impact: \$1,000,000.00 is budgeted in the CDBG Fund 2248 to meet the financial obligations of part of this contract. \$19,000,000.00 is budgeted and available in the Recreation and Parks Voted Bond Fund 7712 to meet the financial obligations of part of this contract. The remainder of the funding needed for this contract, in the amount of \$4,800,000.00, is budgeted within the 2019 Capital Improvements Budget, which is currently pending approval by Council. The funds will not be available to Recreation and Parks until the proceeds of the bond sale are available later this year. Therefore, it is necessary to certify the required funds, in the amount of \$4,800,000.00, against the Special Income Tax Fund 4430. Upon the sale of bonds, this will be reimbursed.

To authorize the Director of the Recreation and Parks Department to enter into contract with Elford, Inc. for the Linden Park and Facility Improvements project; to authorize the expenditure of \$24,800,000.00; and to declare an emergency. (\$24,800,000.00)

WHEREAS, it is necessary to authorize the Director of Recreation and Parks to enter into contract with Elford, Inc. for the Linden Park and Facility Improvements project; 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 construction of the project described in this ordinance (improvements to Linden Park and Facility); and

WHEREAS, it is necessary to authorize the transfer of \$4,800,000.00 between the Special Income Tax Fund, Fund 4430, and the Recreation and Parks Bond Fund, Fund 7712; and

WHEREAS, it is necessary to authorize the appropriation and expenditure of \$1,000,000.00 within the CDBG Fund 2248 in accordance with the 2019 Annual Action Plan as approved by Council; and

WHEREAS, it is necessary to authorize the expenditure of \$24,800,000.00 from the Recreation and Parks Voted Bond Fund 7702; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to authorize the Director to enter into said contract to the 15 month construction schedule of the project and programming needs, expedited notice to proceed will allow for completion in time for fall 2020 occupancy for

the preservation of public health, peace, property and safety; **NOW, THEREFORE**

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

SECTION 1. That the Director of Recreation and Parks is hereby authorized to enter into contract with Elford, Inc. for the for the Linden Park and Facility Improvements project.

SECTION 2. That from the unappropriated monies and from all monies estimated to come into said funds from any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2019, the sum of \$4,800,000.00 is appropriated in Fund 4430, Special Income Tax, in Object Class 10 Transfer Out Operating, and in Fund 7712, Recreation and Parks Bond Fund, in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$4,800,000.00 or so much thereof as may be needed, is hereby authorized between the Special Income Tax Fund, Fund 4430, and the Recreation and Parks Bond Fund, Fund 7712, per the account codes in the attachment to this ordinance.

SECTION 4. That the City Auditor is hereby authorized to transfer said funds to the Recreation and Parks Voted Bond Fund 7712, 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 5. That upon obtaining other funds from the 2019 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 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 \$4,800,000.00 (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 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 7. That the appropriation and expenditure of \$1,000,000.00 is authorized within the CDBG Fund 2248 per the accounting codes in the attachment to this ordinance and in accordance with the 2019 Annual Action Plan as approved by Council.

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. For the purpose stated in Section 1, the expenditure of \$24,800,000.00 or so much thereof as may be necessary to pay the cost thereof, be and is hereby authorized from the CDBG Fund 2248 and Voted Recreation and Parks Bond Fund 7712 in object class 06 Capital Outlay per the accounting codes in the attachment

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