



## Legislation Details (With Text)

**File #:** 1413-2019      **Version:** 1

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

**File created:** 5/15/2019      **In control:** Public Service & Transportation Committee

**On agenda:** 6/3/2019      **Final action:** 6/5/2019

**Title:** To authorize the Director of Public Service to renew and modify an existing contract with the Fishel Company for the provision of routine maintenance and emergency restoration services relative to Columbus' fiber optic infrastructure; to authorize the expenditure of \$35,000.00 from the Street Construction and Maintenance Repair Fund; and to declare an emergency. (\$35,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance 1413-2019 Accounting Codes

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

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to renew and modify an existing contract with the Fishel Company, relative to the operation and maintenance of Columbus' fiber optic infrastructure, which encompasses approximately 600 miles of fiber optic cabling in various strand count quantities throughout the City.

Ordinance 1282-2017 authorized the Director of Technology to enter into a one (1) year contract, effective May 22, 2017, renewable for two (2) additional one (1) year terms, with the Fishel Company for the provision of routine maintenance and emergency restoration services necessary to ensure the reliable operation of Columbus' fiber network.

Ordinance 0424-2018 authorized the Director of Technology to modify and to renew that agreement for an additional one (1) year term, terminating May 21, 2019.

The Department of Public Service, Division of Traffic Management has allocated \$35,000.00 to facilitate the ongoing delivery of the aforementioned services, necessitating the execution of a second contract modification between the Director of Public Service and the Fishel Company for that purpose. This modification will renew the contract for the final one (1) year term, terminating May 21, 2020.

Original Contract Amount:	\$315,833.68
Modification 1 Amount:	\$42,000.00
Renewal 1 Amount:	\$357,833.68
Modification 2 Amount:	\$35,000.00
Total Contract Amount including all Modifications:	\$750,667.36

### 2. CONTRACT COMPLIANCE

The contract compliance number for the Fishel Company is CC006049, which expires April 4, 2021.

### **3. FISCAL IMPACT**

Funds in the amount of \$35,000.00 are available for this expenditure in the Street Construction and Maintenance Repair Fund within the Department of Public Service.

### **4. EMERGENCY DESIGNATION**

Emergency action is requested to emergency designation to make the aforementioned funds available at the earliest possible time so as not to delay needed improvements to the City's fiber optic infrastructure.

To authorize the Director of Public Service to renew and modify an existing contract with the Fishel Company for the provision of routine maintenance and emergency restoration services relative to Columbus' fiber optic infrastructure; to authorize the expenditure of \$35,000.00 from the Street Construction and Maintenance Repair Fund; and to declare an emergency. (\$35,000.00)

**WHEREAS**, the City owns approximately 600 miles of fiber optic cabling in various strand count quantities throughout Columbus, and services are needed to regularly inspect and maintain these assets and to facilitate emergency restoration in the event of unforeseen damage to the fiber network; and

**WHEREAS**, Ordinance 1282-2017 authorized the Director of Technology to enter into a one (1) year contract, commencing May 22, 2017, with the Fishel Company in the amount of \$315,833.68 for the provision of the aforementioned services; and

**WHEREAS**, the actual cost of services rendered during the initial contract term exceeded the monies allocated for that purpose, necessitating the execution of a contract modification between the parties; and

**WHEREAS**, Ordinance 0424-2018 authorized the Director of Technology to modify the original contract to satisfy the obligation owed for services rendered during the last two months of the initial contract term and to renew that agreement for an additional one-year term through May 21, 2019; and

**WHEREAS**, the intent of this legislation is to authorize the Director of Public Service to execute a second contract modification with the Fishel Company to support the continuation of routine maintenance and emergency restoration services necessary to ensure the reliable operation of Columbus' fiber optic infrastructure; 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 execution of the aforementioned contract modification so as to prevent avoidable lapses in the completion of requisite services, 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 modify an agreement with the Fishel Company, 1366 Dublin Road, Columbus, Ohio, 43215, for the provision of routine maintenance and emergency restoration services necessary to ensure the reliable operation of Columbus' fiber optic infrastructure.

**SECTION 2.** That the expenditure of \$35,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (Street Construction and Maintenance Repair Fund), Dept-Div 59-13 (Division of Traffic Management), in Object Class 03 (Purchased Services), per the account codes in the attachment to this ordinance.

**SECTION 3.** 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 4.** 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 5.** 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.