



## Legislation Details (With Text)

**File #:** 1698-2020      **Version:** 1

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

**File created:** 7/8/2020      **In control:** Public Service & Transportation Committee

**On agenda:** 7/27/2020      **Final action:** 7/30/2020

**Title:** To amend the 2019 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with Danbert relative to the Miscellaneous Economic Development - Creative Campus Phase 2 project; to authorize the expenditure of \$264,153.56 from the Streets and Highways Bond Fund; and to declare an emergency. (\$264,153.56)

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Ordinance 1698-2020 Accounting Codes

Date	Ver.	Action By	Action	Result
7/30/2020	1	CITY CLERK	Attest	
7/29/2020	1	MAYOR	Signed	
7/27/2020	1	COUNCIL PRESIDENT	Signed	
7/27/2020	1	Columbus City Council	Approved	Pass

## 1. BACKGROUND

This ordinance authorizes the Director of Public Service to modify an existing construction contract with Danbert relative to the Miscellaneous Economic Development - Creative Campus Phase 2 project.

The aforementioned project encompasses various improvements to Cleveland Avenue: roadway reconstruction with lane reconfiguration and curb adjustments; addition of curb extensions defining on-street permeable paver parking areas; wider sidewalks, new street trees and tree lawns; new street lighting; new mast arm traffic signals; relocation of all overhead utilities to underground systems; new storm water facilities; and traffic control changes. Improvements to the Spring Street and Washington Avenue intersection include widening the roadway and installing new mast arm traffic signals.

Ordinance 0189-2019 authorized the Director of Public Service to enter into contract with Danbert to construct the Miscellaneous Economic Development - Creative Campus Phase 2 project after the company was identified as the lowest, responsive, responsible, and best bidder through a competitive bidding process. The Department of Public Service has since determined that it is necessary execute a contract modification with the contractor to support pending and anticipated change orders, which will exceed available contingency funds previously allocated for the project.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Danbert.

Original contract amount:	\$5,188,913.89 (Ordinance 0189-2019, PO156258)
Modification 1 amount:	<u>\$ 264,153.56</u> (This legislation)
Total contract amount, including this modification:	\$5,453,067.45

## 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Danbert is CC004618, which expires March 10, 2022.

### 3. FISCAL IMPACT

Funding in the amount of \$264,153.56 is available and appropriated within the Streets and Highways Bond Fund, Fund 7704, for this expenditure. An amendment to the 2019 Capital Improvement Budget is necessary for the purpose of providing sufficient budget authority for the expenditure.

### 4. EMERGENCY DESIGNATION

Emergency action is requested in order to facilitate the execution of the requisite contract modification as soon as reasonably practicable so as to prevent unnecessary delays in the completion of needed public infrastructure improvements

To amend the 2019 Capital Improvement Budget; to authorize the Director of Public Service to enter into a contract modification with Danbert relative to the Miscellaneous Economic Development - Creative Campus Phase 2 project; to authorize the expenditure of \$264,153.56 from the Streets and Highways Bond Fund; and to declare an emergency. (\$264,153.56)

**WHEREAS**, the Department of Public Service is administering the Miscellaneous Economic Development - Creative Campus Phase 2 project, which encompasses various improvements to Cleveland Avenue; and

**WHEREAS**, Ordinance 0189-2019 authorized the Director of Public Service to enter into contract modification with Danbert to construct the aforementioned project following a competitive bid process; and

**WHEREAS**, it is necessary to authorize the encumbrance and expenditure of additional funding to support the performance of construction services necessary to the successful completion of that effort; and

**WHEREAS**, this ordinance authorizes the Director of Public Service to execute a contract modification with Danbert for that purpose; and

**WHEREAS**, it also is necessary to authorize an amendment to the 2019 Capital Improvements Budget for the purpose of providing sufficient budget 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 authorize the Director to enter into a contract modification in order to prevent unnecessary delays in the completion of needed public infrastructure 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 2019 Capital Improvement Budget authorized by Ordinance 1326-2019 be and is hereby amended to provide sufficient budget authority for the expenditure as follows:

#### **Fund / Project / Project Name / Current / Change /Amended**

7004 / P440104-100007 / Roadway Improvements - Creative Campus (Voted Carryover) / \$418,605.00 / (\$84,154.00) / \$334,451.00

7004 / P440104-100027 / Miscellaneous Economic Development - Creative Campus Phase 2 (Voted Carryover) / \$7,368,262.00 / \$84,154.00 / \$7,452,416.00

**SECTION 2.** That the Director of Public Service be and is hereby authorized to enter into a contract modification with Danbert relative to the Miscellaneous Economic Development - Creative Campus Phase 2 project.

**SECTION 3.** That the expenditure of \$264,153.56, or so much thereof as may be needed, be and is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 59-12 (Design and Construction), Project P440104-100027 (Miscellaneous Economic Development - Creative Campus Phase 2), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the 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 5.** 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 6.** 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 7.** 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.