



Legislation Details (With Text)

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Title: To amend the 2019 Capital Improvements Budget; to authorize a transfer of cash within the Water Permanent Improvements Fund; to appropriate funds within the Water Permanent Improvements Fund; to authorize the Director of Public Service to enter into a contract modification with The Righter Company in connection with the Bridge Rehabilitation - Annual Citywide Contract 2019 project; to provide for construction administration and inspection services for the project; to authorize the expenditure of up to \$167,942.25 within the Water Permanent Improvements Fund for the project; and to declare an emergency. (\$167,942.25)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD 1853-2020 Revised

Date	Ver.	Action By	Action	Result
9/17/2020	1	ACTING CITY CLERK	Attest	
9/16/2020	1	MAYOR	Signed	
9/14/2020	1	COUNCIL PRESIDENT	Signed	
9/14/2020	1	Columbus City Council	Approved	Pass

1. BACKGROUND

This ordinance authorizes the Director of Public Service to modify and increase an existing contract with The Righter Company for the Bridge Rehabilitation - Annual Citywide Contract 2019 project in an amount up to \$141,942.25 and to provide for construction administration and inspection services for the project in the amount of up to \$26,000.00.

Ordinance 0154-2020 authorized the Director of Public Service to enter into a contract with The Righter Company for the implementation of the Bridge Rehabilitation - Annual Citywide Contract 2019 project and to provide for construction administration and inspection services. This contract provided for the rehabilitation of several bridges within the City of Columbus. Types of work vary by bridge, but include and are not limited to, concrete patching, waterproofing, lighting repairs, placement of scour countermeasures, channel cleanout, deck overlay, asphalt repairs, clearing and grubbing, bearing rehabilitation, and bridge painting.

The original contract amount, no inspection:	\$2,187,663.33	(PO220718, Ord. 0154-2020)
The total of Modification No. 1, no inspection:	<u>\$167,942.25</u>	(This Ordinance)
The contract amount including all modifications:	\$2,355,605.58	

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

2. UNPLANNED MODIFICATION

The Bridge Rehabilitation - Annual Citywide Contract 2019 allows for the addition or subtraction of bridges and bridge work as the Department of Public Service deems necessary to accomplish the rehabilitation of the City's bridges. While a work crew was performing a water main repair near the Livingston Avenue bridge on behalf of the Department of Public

Utilities, the crew caused damage to the bridge which forced the closure of the bridge. The bridge repair work needed to be completed as soon as possible to re-open the bridge, therefore it was deemed to be more efficient to add the needed work to re-open the bridge to the existing contract than to bid it out. The addition of this emergency work caused planned rehabilitation work to be postponed due to a lack of funds on the contract. This modification will replace the funds used to make the emergency repairs to the Livingston Avenue bridge so all of the rehabilitation work originally planned for the contract can be performed.

3. CONTRACT COMPLIANCE

The contract compliance number for The Righter Company is CC004433 and expires 12/17/21.

4. PRE-QUALIFICATION STATUS

The Righter Company and all proposed trades subcontractors have met City Code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

5. FISCAL IMPACT

The Department of Public Utilities is funding this contract modification. An amendment to the 2019 Capital Improvements Budget is needed to provide budget authority for the proper project. A transfer of cash within Fund 6008 (the Water Permanent Improvements Fund) is necessary to align cash with the proper project. The cash being transferred is not appropriated, so it is also necessary to appropriate the funds after they are transferred.

6. EMERGENCY DESIGNATION

Emergency action is requested to prevent delays in the completion of planned rehabilitation work for the bridges on the Bridge Rehabilitation - Annual Citywide Contract 2019 contract, ensuring the safety of the traveling public.

To amend the 2019 Capital Improvements Budget; to authorize a transfer of cash within the Water Permanent Improvements Fund; to appropriate funds within the Water Permanent Improvements Fund; to authorize the Director of Public Service to enter into a contract modification with The Righter Company in connection with the Bridge Rehabilitation - Annual Citywide Contract 2019 project; to provide for construction administration and inspection services for the project; to authorize the expenditure of up to \$167,942.25 within the Water Permanent Improvements Fund for the project; and to declare an emergency. (\$167,942.25)

WHEREAS, contract PO220718 with The Righter Company in the amount of \$2,187,663.33 was authorized by Ordinance 0154-2020 for the Bridge Rehabilitation - Annual Citywide Contract 2019 project; and

WHEREAS, the Livingston Avenue bridge was damaged and required an emergency repair so it could be re-opened to traffic; and

WHEREAS, this emergency repair work was added to the Bridge Rehabilitation - Annual Citywide Contract 2019 and some rehabilitation work originally planned as part of the contract now cannot be performed due to a lack of funds; and

WHEREAS, it has become necessary to modify the Bridge Rehabilitation - Annual Citywide Contract 2019 in an amount up to \$141,942.25 for the purpose of performing all of the originally planned bridge rehabilitation work; and

WHEREAS, it has become necessary to provide for construction administration and inspection services in an amount of up to \$26,000.00 for the repair work for the bridge; and

WHEREAS, it 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, it is necessary to authorize a transfer of cash between projects within the Water Permanent Improvements Fund, Fund 6008, to align cash with the proper project; and

WHEREAS, the transferred cash will need to be appropriated; and

WHEREAS, it is necessary to pay for work performed as part of the contract modification; 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 with The Righter Company to prevent delays in the completion of planned rehabilitation work for the bridges on the Bridge Rehabilitation - Annual Citywide Contract 2019, ensuring the safety of the traveling public, thereby preserving the public health, peace, safety, and welfare; **now, therefore**

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

SECTION 1. That the 2019 Capital Improvements Budget authorized by Ordinance 1326-2019 be amended as follows to establish sufficient budget authority for this project:

Fund | Project ID | Project Name | Current Authority | Revised Authority | Change

6008 | P690370-100000 (carryover) | Upground Reservoir | \$15,361 | \$77,576 | +\$62,215 (establish authority to match cash)

6008 | P608999-100000 (carryover) | Unalloc. Balance | \$69,400 | \$2 | -\$69,398

6008 | P690370-100000 (carryover) | Upground Reservoir | \$77,576 | \$0 | -\$77,576

6008 | P690528-100000 (carryover) | Gen'l Eng. Svcs. - Distrib. | \$2,247 | \$525 | \$ - \$1,722

6008 | P690236-100000 (carryover) | Water Main Rehab. | \$19,247 | \$167,943 | +\$148,696

SECTION 2. That the transfer of \$148,695.87, or so much thereof as may be needed, is hereby authorized between projects within Fund 6008, Water Permanent Improvements Fund, per the account codes in the attachment to this ordinance. (There is already \$19,246.38 in Fund 6008, CIP 690236-100000.)

SECTION 3. That from the unappropriated monies and from all monies estimated to come into said fund from any and all sources and unappropriated for any other purpose during the fiscal year ended December 31, 2020, the sum of \$148,695.87 is appropriated in Fund 6008 (Water Permanent Improvements Fund), Dept-Div 6009 (Water), Project P690236-100000 (Water Main Rehab), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

SECTION 4. That the Director of Public Service be and hereby is authorized to enter into a contract modification with The Righter Company, 2424 Harrison Road, Columbus, Ohio, 43204, for the Bridge Rehabilitation - Annual Citywide Contract 2019 project in the amount of \$141,942.25, or so much thereof as may be needed, in accordance with the plans and specifications on file in the Department of Public Service, which are hereby approved, and to provide for construction administration and inspection services in an amount of up to \$26,000.00 for the project.

SECTION 5. That the expenditure of \$167,942.25, or so much thereof as may be needed, is hereby authorized in Fund 6008 - Water Permanent Improvements Fund, 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.