



Legislation Details (With Text)

File #: 3019-2023 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 10/24/2023 **In control:** Public Service & Transportation Committee

On agenda: 11/20/2023 **Final action:** 11/22/2023

Title: To authorize the Director of the Department of Public Service to enter into a contract modification with Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T) in connection with the Signals - Flashing Yellow Arrow Implementation Pilot) project; to authorize the expenditure of up to \$50,000.00 from the Street Construction Maintenance and Repair Fund for the project. (\$50,000.00)

Sponsors:

Indexes: MBE Participation, WBE Participation

Code sections:

Attachments: 1. ORD 3019-2023 Accounting Template.pdf

| Date | Ver. | Action By | Action | Result |
|------------|------|-----------------------|-------------------------|--------|
| 11/22/2023 | 1 | ACTING CITY CLERK | Attest | |
| 11/21/2023 | 1 | ACTING MAYOR | Signed | |
| 11/20/2023 | 1 | COUNCIL PRESIDENT | Signed | |
| 11/20/2023 | 1 | Columbus City Council | Approved | Pass |
| 11/13/2023 | 1 | Columbus City Council | Read for the First Time | |

1. BACKGROUND

This ordinance authorizes the Director of the Department of Public Service to modify a professional services contract with Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T) to add additional funds for design of the Signals - Flashing Yellow Arrow Implementation Pilot.

The intent of this project is to provide the City of Columbus, Department of Public Service, the design of the replacement and upgrade of traffic signals and associated infrastructure for a pilot project in the implementation of flashing yellow arrow vehicular signal heads. This contract also includes public involvement and education for the flashing yellow arrow implementation. The traffic signals composing the project are at the Hilliard-Rome Road intersections with Westpoint Plaza, Westchester Woods Boulevard, Tanglewood Plaza, Tanglewood Park Boulevard, Nike Drive, Roberts Crossing Place, and Roberts Road and the Roberts Road intersections with Walcutt Road, International Street, Westbelt Drive, and Wilson Road.

Ordinance 3067-2022 authorized the Director of Public Service to enter into a professional services contract with Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T) for the Signals - Flashing Yellow Arrow Implementation Pilot project. This ordinance authorizes the Director of Public Service to modify the contract in the amount of \$50,000.00.

1.1 Amount of additional funds to be expended: \$50,000.00

| | | |
|----------------------------------|--------------|-------------------------------------|
| The original contract amount: | \$476,331.00 | (PO378937/PO378941, Ord. 3067-2022) |
| The total of Modification No. 1: | \$ 50,000.00 | <u>(This Ordinance)</u> |

The contract amount including all modifications: \$526,331.00

1.2 Reasons additional goods/services could not be foreseen:

This is a planned modification that necessary to allow additional resources to complete the design process for the project as the budget becomes available.

1.3 Reason other procurement processes are not used:

The project is already underway and it was decided that it is in the best interest of the City to modify the existing contract instead of bidding this part of the work.

1.4 How cost of modification was determined:

The cost of this contract modification is consistent with the direct labor, overhead, and profit rates established within the original proposal/contract.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T).

2. CONTRACT COMPLIANCE

The contract compliance number for Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T) is CC004214 and expires 11/16/2023.

3. FISCAL IMPACT

Funding, in the amount of \$50,000.00, is budgeted, available, and appropriated within Fund 2265, the Street Construction Maintenance and Repair Fund.

4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 20% as assigned by the City's Office of Diversity and Inclusion (ODI). Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the "City's Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual" and in the "City of Columbus MBE/WBE Program Special Provision" that were part of the bid documents for this contract.

To authorize the Director of the Department of Public Service to enter into a contract modification with Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T) in connection with the Signals - Flashing Yellow Arrow Implementation Pilot project; to authorize the expenditure of up to \$50,000.00 from the Street Construction Maintenance and Repair Fund for the project. (\$50,000.00)

WHEREAS, contract no. PO378937/PO378941 with Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T), in the amount of \$50,000.00, was authorized by ordinance no. 3067-2022; and

WHEREAS, it has become necessary to modify the contract in an amount up to \$50,000.00 and provide additional funds for the Signals - Flashing Yellow Arrow Implementation Pilot project; and

WHEREAS, this contract opportunity was submitted to the City's Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

WHEREAS, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 20% as assigned by the City's Office of Diversity and Inclusion (ODI); and

WHEREAS, after ODI's review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 22% for this contract; and

WHEREAS, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; **now**,

therefore

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

SECTION 1. That the Director of Public Service be, and hereby is, authorized to enter into a contract modification with Evans, Mechwart, Hambleton & Tilton, Inc. (EMH&T) at 5500 New Albany Road, Columbus, OH 43054, for the Signals - Flashing Yellow Arrow Implementation Pilot project in the amount of \$50,000.00, 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.

SECTION 2. That the expenditure of \$50,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (Street Construction Maintenance and Repair Funds), Dept-Div 5913 (Traffic Management), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 3. 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 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.