



# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

## Legislation Text

**File #:** 0984-2008, **Version:** 1

**Background:** This legislation is to modify and increase the construction contract with Shelly and Sands, Inc. (contract compliance #31-4351261) for the Resurfacing 2005 Project 1 project in an amount up to \$50,856.38. The overall project consists of the construction of ADA curb ramps and milling and paving at various locations. The contract is being modified to pay for additional stress absorbing membrane interlayer material. This material is necessary to mitigate reflective cracking due to joints or faults in the underlying surface thereby extending the life of the overlay. Prices were obtained by negotiations with Shelly and Sands, Inc. using past project prices for the new items.

Emergency action is requested for immediate modification of the construction contract so that the project may be completed in 2008.

The original contract amount:	\$ 3,101,833.09
The total of Modification No. 2:	\$ 50,856.38
The total of all prior modifications:	\$ \$277,312.91
The contract amount including all modifications:	\$ 3,430,002.38

**Fiscal Impact:** Funds are budgeted and available for this project within the 2008 Capital Improvement Budget for this modification from the Streets and Highways G.O. Bonds Fund for the Transportation Division.

To authorize the Public Service Director to modify and increase the contract for the construction of the Resurfacing 2005 Project 1 project for the Transportation Division; to authorize the expenditure of \$50,856.38 from the Streets and Highways G.O. Bonds Fund for the Transportation Division; and to declare an emergency (\$50,856.38).

**WHEREAS,** contract no. EL005411 was authorized by ordinance no. 0412-2005, passed June 20, 2005, executed July 7, 2005 and approved by the City Attorney on July 13, 2005; and

**WHEREAS,** it is necessary to modify this contract to pay for additional stress absorbing membrane interlayer material; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that the contract should be modified and increased immediately so that the project may be completed in 2008, 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 2008 Capital Improvement Budget be amended to provide sufficient authority for this project as follows:

Project Number	Project	Current CIB Amount	Amendment Amount	CIB Amount
530103-100000	Arterial Street Rehab (Carryover)	\$1,008,564.00 (Carryover)	/( \$50,857.00) (Carryover)	\$957,707.00 (Carryover)
530282-100000	Resurfacing	\$9,437,452.00 (Carryover)	/ \$50,857.00 (Carryover)	\$9,488,309.00 (Carryover)

**SECTION 2.** That the City Auditor be and hereby is authorized to transfer \$50,856.38 within Fund 704, the Streets and Highways G.O. Bonds Fund, Department No. 59-09, Transportation Division, as follows:

#### TRANSFER FROM

project # / project / O.L. 01/03 Codes / OCA Code / amount  
530103 / Arterial Street Rehab / 06/6631 / 644385 / \$50,856.38

#### TRANSFER TO

project # / project / O.L. 01/03 Codes / OCA Code / amount  
530282 / Resurfacing / 06/6631 / 644385 / \$50,856.38

**SECTION 3.** That for the purpose of paying the cost thereof, the sum of \$50,856.38 or so much thereof as may be needed, is hereby authorized to be expended from the Streets and Highways G.O. Bonds Fund for the Transportation Division, Dept-Div. 59-09, OCA code 644385, O.L. 01-03 Code 06-6631, and project 530282.

**SECTION 4.** That the Public Service Director be and is hereby authorized to modify and increase contract no. EL005411, with Shelly and Sands, Inc, by \$50,856.38 for additional work in accordance with the terms as shown on the modification on file in the office of the City Engineer, which are hereby approved.

**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 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.