



Legislation Text

File #: 2649-2015, **Version:** 1

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a construction contract with Beheler Excavating, Inc. for the East Deshler Avenue Area Water Line Improvements Project, Division of Water Contract Number 1187, and to transfer \$2,634,735.38 from the Water System Reserve Fund to the Water Works Enlargement Voted Bonds Fund.

The purpose of this project is to construct necessary improvements to the water distribution system in the East Deshler Avenue area. The improvements identified in the scope of work will replace water lines that have high break histories and require frequent maintenance. This project includes replacing approximately 2,807 linear feet of 6-inch water main and appurtenances, 9,759 linear feet of 8-inch water main and appurtenances, 40 linear feet of 12-inch water main and appurtenances and other such work as may be necessary to complete the contract, in accordance with the plans and specifications in the Invitation For Bid (IFB).

The Community Planning Area is "Near South" and includes the following areas: East Deshler Ave., Walnut St., Moler Rd., Rhoads Ave., Bulen Ave., Fairwood Ave., Seymour Ave., East Whittier St., Lockbourne Rd., and East Kossuth St.

2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:

The goal of this project is to replace or rehabilitate the existing 6-inch, 8-inch and 12-inch water lines that have a high break frequency. Replacement of these water lines will improve water service, decrease burden on water maintenance operations, and reduce water loss. The Neighborhood Liaison(s) will be contacted and informed of this project during the design phase. Further community outreach may result through the Neighborhood Liaison Program.

3.0 CONSTRUCTION CONTRACT AWARD: The Director of Public Utilities publicly opened three bids on October 14, 2015 from: Beheler Excavating - \$2,634,735.38; Elite Excavating Co. of Ohio - \$2,967,891.85; and Shelly & Sands - \$3,052,499.01.

Beheler Excavating's bid was deemed the lowest, best, most responsive and responsible bid in the amount of \$2,634,735.38. Their Contract Compliance Number is 30-0160262 (expires 10/16/17, Majority). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Beheler Excavating, Inc.

3.1 PRE-QUALIFICATION STATUS: Beheler Excavating, Inc. and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

4. EMERGENCY DESIGNATION: It is requested that this Ordinance be handled in an emergency manner to allow for construction of the water line project on Fairwood Avenue to be completed prior to a proposed Department of Public Service project which includes sidewalk replacement. Coordination of these two projects is necessary to avoid construction conflicts and duplication of work.

5. FISCAL IMPACT: This Ordinance authorizes the City Auditor to appropriate and transfer funds from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund in order to fund this proposed expenditure.

This transaction is a temporary measure that is required until such time as the Division is able to execute a loan with the Water Supply Revolving Loan Account Fund and reimburse the Water System Reserve Fund. The loan is expected to be approved on December 10, 2015.

To authorize the Director of Public Utilities to execute a construction contract with Beheler Excavating, Inc. for the East Deshler Avenue Area Water Line Improvements Project; to authorize the appropriation and transfer of \$2,634,735.38 from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund; to authorize the appropriation and expenditure of \$2,634,735.38 within the Water Supply Revolving Loan Account Fund; for the Division of Water; and to declare an emergency. (\$2,634,735.38)

WHEREAS, three bids for the East Deshler Avenue Area Water Line Improvements Project were received and publicly opened in the offices of the Director of Public Utilities on October 14, 2015; and

WHEREAS, the lowest, best, most responsive and responsible bid was from Beheler Excavating, Inc. in the amount of \$2,634,735.38; and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the East Deshler Avenue Area Water Line Improvements Project; and

WHEREAS, it is necessary to both appropriate funds from the Water System Reserve Fund and to authorize the transfer of said funds into the Water Supply Revolving Loan Account Fund; in order to temporarily fund this expenditure, until such time as the City is able to execute a loan for the above stated purpose and reimburse the Water System Reserve Fund; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a construction contract with Beheler Excavating, Inc. for the East Deshler Avenue Area Water Line Improvements Project, to authorize the appropriation and transfer of funds from the Water System Reserve Fund to the Water Supply Revolving Loan Account Fund, in an emergency manner to allow for construction of the water line project on Fairwood Avenue to be completed prior to a proposed DPS project which includes sidewalk replacement, for the immediate preservation of the public health, peace, property and safety; now therefore,

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

SECTION 1. That the Director of Public Utilities be and hereby is authorized to award and execute a construction contract for the East Deshler Avenue Area Water Line Improvements Project with Beheler Excavating, Inc., 19545 Ankneytown Rd. (P.O. Box 338), Fredericktown, Ohio 43019; in an amount up to \$2,634,735.38; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

SECTION 2. That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Water.

SECTION 3. That from the unappropriated monies in the Water System Reserve Fund 603, 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 ending December 31, 2015, the sum of \$2,634,735.38 is hereby appropriated to the Division of Water, Division 60-09, Object level One 10, Object level Three 5502, OCA 695056.

SECTION 4. That the City Auditor is hereby authorized to transfer \$2,634,735.38 to the Water Supply Revolving Loan

Account Fund No. 616, into the appropriate project accounts as specified within Section 5 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

SECTION 5. That \$2,634,735.38 is hereby appropriated for the East Deshler Avenue Area Water Line Improvements Project within the Water Supply Revolving Loan Account Fund | Fund No. 616 | Division 60-09 | Project No. 690236-100058 (New Funding) | OCA 616658.

SECTION 6. That upon obtaining other funds for the purpose of funding water system capital improvement work, the City Auditor is hereby authorized to repay the Water System Reserve Fund the amount transferred under Section 4 above, and said funds are hereby deemed appropriated for such purpose.

SECTION 7. That for the purpose of paying the cost of the Water Supply Revolving Loan Acct. Fund Eligible Items within the aforementioned construction contract, the following expenditure, or as much thereof as may be needed is hereby authorized as follows: Fund No. 616, Dept/Div. No. 60-09, Project: 690236-100058 (New Funding), OCA Code 616658, Object Level One 06, Object Level Three 6629, Amount \$2,634,735.38.

SECTION 8. 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 9. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance 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 no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

SECTION 10. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 11. 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 12. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is 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.