



Legislation Text

File #: 1709-2016, **Version:** 1

1. BACKGROUND

This legislation authorizes the Director of Public Service to modify and increase an existing contract with Korda Nemeth Engineering, Inc. for the Short North Streetscape Improvement contract in an amount up to \$185,535.64.

Ordinance 0157-2012 authorized the preparation of a preliminary engineering document to recommend streetscape improvements to High Street from Convention Center Drive to King Ave./E. 7th Ave.

Ordinance 1231-2012 authorized an extension of the project boundaries from King Ave. /E. 7th Ave. to 9th Ave. with the same scope as the original contract.

Ordinance 2043-2014 authorized detailed design and construction plan preparation services for Phase 1.

Ordinance 2433-2015 authorized detailed design and construction plan preparation services for improvements to High Street from Convention Center Drive to Goodale Street.

Work performed to date for this project includes the preliminary engineering study and meetings with primary stakeholders of the project and detailed design and construction plan preparation services for improvements to High Street from Convention Center Drive to Goodale Street.

The original contract amount:	\$500,000.00	(EL012458, Ord. 0157-2012)
The total of Modification No. 1:	\$63,726.04	(EL013026, Ord. 1231-2012)
The total of Modification No. 2:	\$250,000.00	(EL016318, Ord. 2043-2014)
The total of Modification No. 3:	\$300,000.00	(EL017659, Ord. 2433-2015)
The total of Modification No. 4:	\$50,000.00	(PO000902-1, Ord. 0165-2016)
The total of Modification No. 5:	<u>\$185,535.64</u>	
The contract amount including all modifications:	\$1,349,261.68	

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

2. PLANNED MODIFICATION

This is a planned modification. This modification will provide additional funding relative to the final design of improvements of Phase 4 (7th to 9th) in the amount of \$35,535.64, including the sewer separation. This modification will also provide money to begin the design of phase 2 and phase 3 in the amount of \$150,000.00. Part of the \$150,000.00 will be used to help fund a public involvement plan. The original ordinance, 0157-2012, stated that after the preliminary engineering was complete, the project may involve final engineering and construction plan preparation of "one phase". Since the original ordinance in 2012, the Department has decided to split the detailed design from "one phase" into multiple phases.

If additional phases are pursued and additional funds are needed to complete detailed design, the Director shall seek Council approval to modify this contract and expend additional funds.

3. CONTRACT COMPLIANCE

The contract compliance number for Korda Nemeth Engineering, Inc. (Vendor Number 004467) is 31-0922991 and

expires 3/13/17.

4. FISCAL IMPACT

Funds in the amount of \$162,850.02 are available for this project in the Streets and Highways G.O. Bond Fund within the Department of Public Service. Funds in the amount of \$22,685.62 are available for this project in the Sanitary Sewer Permanent Improvement Bond Fund, Fund 6115 for the Short North Special Improvements District (SID) Project within the Department of Public Utilities. An amendment to the 2016 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the aforementioned project expenditure.

5. EMERGENCY DESIGNATION

Emergency action is requested to provide necessary design funding to prevent delays in the Departments of Public Service's Capital Improvement Program.

To amend the 2016 Capital Improvement Budget; to authorize and direct the City Auditor to appropriate funds in the Sanitary Sewer Permanent Improvement Bond Fund; to authorize and direct the City Auditor to transfer funds within the Sanitary Sewer Permanent Improvement Bond Fund; to authorize and direct the City Auditor to transfer cash and appropriation within the Streets and Highways Bond Fund; to authorize the Director of Public Service to modify and increase the contract for the design of the Short North Streetscape Improvement contract with Korda Nemeth Engineering, Inc.; to authorize the expenditure of \$162,850.02 within the Streets and Highways Bonds Fund and \$22,685.62 within Sanitary Sewer Permanent Improvement Bond Fund; and to declare an emergency (\$185,535.64)

WHEREAS, contract no. EL012458, in the amount of \$500,000.00, was authorized by ordinance no. 0157-2012; and

WHEREAS, contract no. EL013026, in the amount of \$63,726.04, was authorized by ordinance no. 1231-2012; And

WHEREAS, contract no. EL016318, in the amount of \$250,000.00, was authorized by ordinance no. 2043-2014; And

WHEREAS, contract no. EL017659, in the amount of \$300,000.00, was authorized by ordinance no. 2433-2015; And

WHEREAS, contract no. PO000902-1, in the amount of \$50,000.00, was authorized by ordinance no. 0165-2016; And

WHEREAS, this ordinance authorizes the Director of the Department of Public Service to enter into a fourth modification to the Short North Streetscape Improvement contract in an amount up to \$185,535.64 with Korda Nemeth Engineering, Inc.; and

WHEREAS, an amendment to the 2016 Capital Improvements Budget is necessary for the purpose of providing sufficient spending authority for the contract modification; and

WHEREAS, the total contract amount, including this modification, is \$1,349,261.68; 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 modify the contract with Korda Memeth Engineering, Inc. so that funding can be made available to allow survey work to be completed before the winter months, 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 2016 Capital Improvements Budget authorized by ordinance 0960-2016 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / Current / Change / Amended

7704 / P530801-100001 / Downtown Streetscapes-Short North (Voted Carryover) / \$400,000.00 / (\$162,851.00) / \$237,149.00

6115 / P671999-100000 / Unallocated Balance Fund / \$174,884.00 / (\$22,686.00) / \$152,198.00

Fund / Project / Project Name / Current / Change / Amended

7704 / P530053-100001 / Short North SID-High Street Improvements Phase 1 (Voted Carryover) / \$0.00 / \$162,851.00 / \$162,851.00

6115 / P530053-100001 / Short North SID / \$0.00 / \$22,686.00 / \$22,686.00

SECTION 2. 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, 2016, the sum of \$22,685.62 is appropriated in Fund 6115 Sanitary Sewer Permanent Improvement Bond Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$22,685.62, or so much thereof as may be needed, is hereby authorized between projects within Fund 6115 Sanitary Sewer Permanent Improvement Bond Fund per the account codes in the attachment to this ordinance.

SECTION 4. That the transfer of \$162,850.02, or so much thereof as may be needed, is hereby authorized between projects within Fund 7704 Streets and Highways Bond Fund per the account codes in the attachment to this ordinance.

SECTION 5. That the Director of Public Service be and is hereby authorized to modify and increase contract no. EL012458, with Korda Nemeth Engineering, Inc., 1650 Watermark Drive, Suite 200, Columbus, OH 43215, by up to \$185,535.64 for additional work in accordance with the terms as shown on the contract modification on file in the Office of Support Services.

SECTION 6. That the expenditure of \$162,850.02 or so much thereof as may be needed, is hereby authorized in Fund 7704, Streets and Highways G.O. Bond Fund in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

SECTION 7. That the expenditure of \$22,685.62, or so much thereof as may be needed, is hereby authorized in Fund 6115 Sanitary Sewer Permanent Improvement Bond Fund in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

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 authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 10. 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 11. 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.