



# City of Columbus

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

## Legislation Text

**File #:** 2168-2016, **Version:** 1

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with M.P. Dory for the Roadway Improvements - Guardrail & Fence Repair 2016 project.

The Department of Public Service is responsible for maintaining the City's roadway system in a safe manner. Guardrail and fence reconstruction projects are needed to restore accident damage locations, replace deteriorating structures, and install new structures. This contract will provide for these services.

The Notice to Proceed date is estimated to be October 12, 2016. This project was bid in compliance with the Columbus City Code and let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on August 23, 2016 (two majority) and tabulated on August 24, 2016, as follows:

<u>Company Name</u>	<u>Bid Amt</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
M. P. Dory Company	\$249,463.00	Columbus, OH	Majority
Lake Erie Construction Co.	\$337,375.00	Norwalk, OH	Majority

Award of the contract is recommended to M. P. Dory Company as the lowest responsive, responsible and best bidder. The contract amount will be for \$250,000.00 in accordance with Special Provision 146 of the bid documents, which states, "It is the City's intent to fully utilize the available funding provided to its Guardrail and Fence Repair program with the approved Operating Budget. Therefore, the City reserves the right to increase or decrease the base bid amount, up to or down to a maximum of \$250,000.00. The total amount of the work and other incidentals will not exceed the total amount of the contract (maximum of \$250,000.00). In the event that the City does add guardrail, fence, and structure locations to the original list in order to use the remaining available funds, the contractor shall be bound by all bid specifications and other terms and conditions contained in this contract document. The contract will be awarded to the lowest (determined by the base bid, not including additional funds to equal the maximum of \$250,000.00), responsive and responsible and best bidder per Columbus City Code Section 329."

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

### 2. CONTRACT COMPLIANCE

The contract compliance number for M. P. Dory Company is 31-1115885 (004709) and expires on 12/22/17.

### 3. FISCAL IMPACT

Funds for this contract are budgeted and available within the Street Construction Maintenance and Repair Fund.

### 4. EMERGENCY DESIGNATION

Emergency action is requested to allow this work to get underway to eliminate possible safety issues thereby promoting motorist and pedestrian safety.

To authorize the Director of Public Service to enter into contract with M. P. Dory Company for the Roadway Improvements - Guardrail & Fence Repair 2016 project; to authorize the expenditure of \$250,000.00 from the Street Construction Maintenance and Repair Fund; and to declare an emergency. (\$250,000.00)

**WHEREAS**, the Department of Public Service is responsible for maintaining the City's roadway system in a safe

manner; and

**WHEREAS**, guardrail and fence repair work is needed to restore accident damage, replace deteriorating structures and install new structures; and

**WHEREAS**, bids were received on August 23, 2016, and tabulated August 24, 2016, by the Office of Support Services for the Roadway Improvements - Guardrail & Fence Repair 2016 project and a satisfactory low bid was received; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that the contract should be awarded so that the work may proceed without delay in order to eliminate existing dangerous conditions thereby promoting motorist and pedestrian safety, 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 Director of Public Service be and hereby is authorized to enter into contract with M. P. Dory Company, 2001 Integrity Drive South, Columbus, Ohio 43209, for the Roadway Improvements - Guardrail & Fence Repair 2016 project in an amount not to exceed \$250,000.00 in accordance with the applicable specifications and plans on file in the Office of Support Services, which are hereby approved.

**SECTION 2.** That for the purpose of paying the cost of the contract the sum of \$250,000.00 or so much thereof as may be needed is hereby authorized to be expended from Fund 2265, the Street Construction Maintenance and Repair Fund, in object class 03, Purchased Services Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 3.** 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 4.** 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 5.** 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 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.