



## Legislation Text

**File #:** 1607-2017, **Version:** 1

### 1. BACKGROUND

This legislation authorizes the Director of Public Service to enter into a contract with Shelly and Sands, Inc. for the construction of the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project and to provide payment for construction administration and inspection services. This improvement will be performed in the Near South Planning Area.

The Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project work consists of the improvement of 1.28 miles of Alum Creek Drive from Performance Way to Integrity Drive North. Improvements include the reconstruction and widening of the existing two lane road to a five lane road with a two-way center turn lane. The project also includes a shared use path, sidewalk, street lighting, traffic signals, storm sewers, waterline work power relocation, and the replacement of the existing bridge deck over SR 104, and other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents.

The estimated Notice to Proceed date is July 19, 2017. The project was let by the Office of Support Services through Vendor Services and Bid Express. Six bids were received on May 25, 2017 (all majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Shelly and Sands	\$15,848,410.09	Columbus, OH	Majority
Complete General Construction	\$16,230,759.65	Columbus, OH	Majority
George J. Igel & Co.	\$17,823,860.02	Columbus, OH	Majority

Award is to be made to Shelly and Sands, Inc., as the lowest, responsive, responsible and best bidder for their bid of \$15,848,410.09. The amount of construction administration and inspection services will be \$1,267,872.81. The total legislated amount is \$17,116,282.90.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Shelly and Sands, Inc.

### 2. CONTRACT COMPLIANCE

The contract compliance number for Shelly and Sands, Inc. is CC51261-135227, Vendor Number 006043, and expires 12/23/17.

### 3. PRE-QUALIFICATION STATUS

Shelly and Sands, Inc. and all proposed trades subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

### 4. FISCAL IMPACT

This project has funding from several sources: a grant from the Ohio Department of Transportation in the amount of \$13,693,026.32, a grant from the Ohio Public Works Commission in the amount of \$497,436.33, and Department of Public Service Bond Funds in the amount \$2,925,820.25 will fund this project.

A revised LPA Agreement with ODOT is currently routing for approval and once completed the agreement will be submitted to the Auditor's Office in order to update the accounting information.

### 5. EMERGENCY DESIGNATION

Emergency action is requested in order for the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project to proceed immediately to ensure the safety of the traveling public, thereby preserving the public health, peace, property, safety and welfare.

To authorize the appropriation of funds within the Transportation Grants Fund and within the Federal State Highway Engineering Fund; to authorize the Director of Public Service to enter into contract with Shelly and Sands for the purpose of constructing the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee project; to authorize the expenditure of up to \$17,116,282.90 from the Streets and Highways Bond Fund, the Transportation Grants Fund, and the Federal State Highway Engineering Fund to pay for construction, construction administration, and inspection of the project; and to declare an emergency. (\$17,116,282.90)

**WHEREAS**, the City of Columbus Department of Public Service is engaged in the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project; and

**WHEREAS**, work on this project consists of the improvement of 1.28 miles of Alum Creek Drive from Performance Way to Integrity Drive North; and

**WHEREAS**, bids were received on May 25, 2017 and tabulated on May 26, 2017 for the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project, and a satisfactory bid has been received; and

**WHEREAS**, Shelly and Sands, Inc. will be awarded the contract for the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project; and

**WHEREAS**, it is necessary to provide for construction administration and inspection services; and

**WHEREAS**, funds from the Streets and Highways Bond Fund will be used to partially fund this project; and

**WHEREAS**, a grant from the Ohio Department of Transportation will be used to partially fund this project; and

**WHEREAS**, a grant from the Ohio Public Works Commission will be used to partially fund this project; 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 enter into contract with Shelly and Sands, Inc. in order for the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project to proceed immediately to ensure the safety of the traveling public, 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 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, 2017, the sum of \$497,436.33 is appropriated in Fund 7763 Transportation Grants Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

**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, 2017, the sum of \$13,693,026.32 is appropriated in Fund 7765 Federal State Highway Engineering Fund in Object Class 06 Capital Outlay per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Service be and is hereby authorized to enter into contract with Shelly and Sands, Inc., 1515 Harmon Avenue, Columbus, Ohio, 43223, for the purpose of constructing the Arterial Street Rehabilitation - Alum Creek Drive - Frebis to Refugee PID 85017 project; and

**SECTION 4.** That the expenditure of \$17,116,282.90, or so much thereof as may be needed, is hereby authorized in Fund 7704 Streets and Highways Bond Fund, in Fund 7763 Transportation Grants Fund, and in Fund 7765 Federal State Highway Engineering Fund in object class 06 Capital Outlay per the accounting codes in the attachment to this ordinance.

**SECTION 5.** 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 6.** 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 7.** 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 8.** 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.