



Legislation Text

File #: 1633-2018, Version: 1

1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Complete General Construction Company for the SR315 at North Broadway Interchange Project 1 and W North Broadway at OhioHealth Parkway project and to provide payment for construction, construction administration and inspection services.

This contract consists of two parts:

Part 1 consists of temporarily realigning SR315, northbound and southbound, north of Olentangy River Road in order to prepare for a future construction project that will construct a new bridge carrying SR315 over a new SR315 SB ramp to W. North Broadway. This part also consists of a temporary closure of the existing Olentangy River Road to SR315 southbound ramp. Temporary improvements are being made to the existing intersection of W. North Broadway with the ramp to SR315 southbound to mitigate this temporary ramp closure.

Part 2 consists of improvements to W. North Broadway at the intersection of OhioHealth Parkway. Improvements include the addition of turn lanes on W. North Broadway, the reconstruction of ramp DC, and construction to the curb returns for OhioHealth Parkway and ramp DA-2. Sidewalk, lighting, signals, and storm sewer will also be improved.

The estimated Notice to Proceed date is July 10, 2018. The project was let by the Office of Support Services through Vendor Services and Bid Express. Three bids were received on May 22, 2018, and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City State</u>	<u>Status</u>
Complete General Construction Company	\$4,330,468.95	Columbus, Ohio	Majority
Double Z Construction Company	\$4,344,842.57	Columbus, Ohio	Majority
George J. Igel & Co., Inc.	\$4,981,507.18	Columbus, Ohio	Majority

Award is to be made to Complete General Construction Company as the lowest responsive and responsible and best bidder for their bid of \$4,330,468.95. The amount of construction administration and inspection services will be \$433,046.89. The total legislated amount is \$4,763,515.84.

Searches in the System for Award Management (Federal) and the Findings for Recovery list (State) produced no findings against Complete General Construction Company.

2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Complete General Construction Company is CC006056 and expires 8/31/19.

3. PRE-QUALIFICATION STATUS

Complete General Construction Company and all proposed subcontractors have met code requirements with respect to pre-qualification, pursuant to relevant sections of Columbus City Code Chapter 329.

4. FISCAL IMPACT

The Public Service funding for this project is budgeted within the 2018 Capital Improvements Budget, which has been approved by Council under Ordinance 1010-2018. The funds will not be available to Public Service until the proceeds of the bond sale are available later this year. Therefore, it is necessary to certify the Public Service funds in the amount of \$4,763,515.84 against the Special Income Tax Fund.

An amendment to the 2018 Capital Improvement Budget is required to establish sufficient budget authority for the

project.

5. EMERGENCY DESIGNATION

Emergency action is requested in order to prevent delays in the construction schedule.

To amend the 2018 Capital Improvement Budget; to appropriate funds within the Special Income Tax Fund and the Streets and Highways Bond Fund; to transfer funds from the Special Income Tax Fund to the Streets and Highways Bond Fund; to authorize the Director of Public Service to enter into contract with Complete General Construction Company for the SR315 at North Broadway Interchange Project 1 and W North Broadway at OhioHealth Parkway project; to authorize the expenditure of up to \$4,763,515.84 for this project; and to declare an emergency. (\$4,763,515.84)

WHEREAS, the Department of Public Service is engaged in the SR315 at North Broadway Interchange Project 1 and W North Broadway at OhioHealth Parkway project; and

WHEREAS, the work for the project consists of two parts:

Part 1 consists of temporarily realigning SR315, northbound and southbound, north of Olentangy River Road in order to prepare for a future construction project that will construct a new bridge carrying SR315 over a new SR315 SB ramp to W. North Broadway. This part also consists of a temporary closure of the existing Olentangy River Road to SR315 southbound ramp. Temporary improvements are being made to the existing intersection of W. North Broadway with the ramp to SR315 southbound to mitigate this temporary ramp closure.

Part 2 consists of improvements to W. North Broadway at the intersection of OhioHealth Parkway. Improvements include the addition of turn lanes on W. North Broadway, the reconstruction of ramp DC, and construction to the curb returns for OhioHealth Parkway and ramp DA-2. Sidewalk, lighting, signals, and storm sewer will also be improved; and

WHEREAS, Complete General Construction Company will be awarded the contract for the SR315 at North Broadway Interchange Project 1 and W North Broadway at OhioHealth Parkway project; and

WHEREAS, the Department of Public Service requires funding to be available for the SR315 at North Broadway Interchange Project 1 and W North Broadway at OhioHealth Parkway project for construction expense along with construction administration and inspection services; and

WHEREAS, it is necessary to amend the 2018 Capital Improvement Budget to establish authority within the correct project; and

WHEREAS, it is necessary for Council to authorize a transfer of funds between Fund 4430, Special Income Tax Fund, and Fund 7704, the Streets and Highways Bond Fund, to establish sufficient cash to pay for the project; and

WHEREAS, it is necessary to transfer funds from the Special Income Tax Fund to fund this project; and

WHEREAS, the City will reimburse the Special Income Tax Fund; and

WHEREAS, this transfer should be considered as a temporary funding method; and

WHEREAS, the aggregated principal amount of obligations which the City will issue to finance this project is presently expected not to exceed \$4,763,515.84; and

WHEREAS, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to enter into contract with Complete General Construction Company prevent delays in the construction schedule, 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 2018 Capital Improvements Budget authorized by ordinance 1010-2018 be amended as follows to establish sufficient authority for this project:

Fund / Project / Project Name / Current / Change / C.I.B. as Amended

7704 / P441759-200000 / SR 315 at North Broadway - Area Infrastructure Improvements (Voted 2016 Debt SIT Supported) / \$27,020,000.00 / (\$4,763,516.00) / \$22,256,484.00

7704 / P441759-100005 / SR315 at North Broadway Interchange Project 1 (Voted 2016 Debt SIT Supported) / \$0.00 / \$4,763,516.00 / \$4,763,516.00

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, 2018, the sum of \$4,763,515.84 is appropriated in Fund 4430 (Special Income Tax), Dept-Div 5912 (Division of Design and Construction) in Object Class 10 (Transfer Out Operating) and in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Division of Design and Construction), Project P441759-100005 (SR315 at North Broadway Interchange Project 1), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

SECTION 3. That the transfer of \$4,763,515.84, or so much thereof as may be needed, is hereby authorized from Fund 4430 (Special Income Tax), Dept-Div 5912 (Division of Design and Construction) to Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction) per the account codes in the attachment to this ordinance.

SECTION 4. That the Director of Public Service be and is hereby authorized to enter into a construction services contract with Complete General Construction Company, 1221 East Fifth Avenue, Columbus, Ohio, 43219, for the SR315 at North Broadway Interchange Project 1 and W North Broadway at OhioHealth Parkway project in the amount of up to \$4,330,468.95 in accordance with the specifications and plans on file in the Office of Support Services, which are hereby approved; and to pay for necessary construction administration and inspection costs associated with the project up to a maximum of \$433,046.89.

SECTION 5. That the expenditure of \$4,763,515.84 or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Division of Design and Construction), Project P441759-100005 (SR315 at North Broadway Interchange Project 1), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 6. That the monies appropriated in the foregoing Section 2 shall be paid upon order of the Director of Public Service and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

SECTION 7. That upon obtaining other funds for this project for the Department of Public Service, the City Auditor is hereby authorized and directed to repay the Special Income Tax Fund the amount transferred under Section 3.

SECTION 8. That the City intends that this ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$4,763,515.84 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for

which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse the fund from which the advance for costs of the Project will be made.

SECTION 9. Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

SECTION 10. 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 11. 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 12. 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.