



## Legislation Text

**File #: 2979-2018, Version: 1**

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Shelly & Sands, Inc., for the SR315 at North Broadway - Area Infrastructure Improvements project and to provide payment for construction, construction administration and inspection services.

This contract consists of improvements to SR315 at the North Broadway/Olentangy River Road interchange and the surrounding local roadways. The overall limits of the project are the northern most Kohl's driveway on the south end of Olentangy River Road, the SR315 southbound entrance ramp from eastbound North Broadway on the west, approximately 500-feet north of Thomas lane on the north, and the North Broadway/OhioHealth Parkway intersection on the east. Work on SR315 is from the overpass over Olentangy River Road to the beginning of the south bound exit lane to Thomas Lane/Olentangy River Road.

The estimated Notice to Proceed date is December 10, 2018. The project was let by the Office of Support Services through Vendor Services and Bid Express. Five bids were received on October 9, 2018, and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Shelly and Sands, Inc.	\$22,664,569.12	Columbus, OH	Majority
Complete General Construction	\$23,770,706.18	Columbus, OH	Majority
Kokosing Construction Co.	\$24,946,089.72	Columbus, OH	Majority
George J. Igel & Co.	\$24,948,293.45	Columbus, OH	Majority
The Ruhlin Company	\$26,504,197.57	Sharon Center, OH	Majority

Award is to be made to Shelly and Sands, Inc., as the lowest responsive and responsible and best bidder for their bid of \$22,664,569.12. The amount of construction administration and inspection services will be \$1,813,165.54. The total legislated amount is \$24,477,734.66.

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

### 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Shelly & Sands, Inc., is CC006043 and expires 03/01/2020.

### 3. PRE-QUALIFICATION STATUS

Shelly & Sands, 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. FISCAL IMPACT

The Department of Public Service and the Department of Development have funds in the amount of \$21,598,246.36 available for this contract within the Streets and Highways Bond Fund, Fund 7704. An amendment to the 2018 Capital Improvements Budget and a transfer of cash is necessary to align budget authority and cash with the proper project.

The Department of Development is contributing an additional \$324,585.36 for this contract from the Development Taxable Bond Fund, Fund 7739. An amendment to the 2018 Capital Improvements Budget and a transfer of cash is necessary to align budget authority and cash with the proper project.

The Department of Public Utilities is contributing \$2,554,902.94 for this contract from the Water G.O. Bond Fund. An amendment to the 2018 Capital Improvements Budget and a transfer of cash is necessary to align budget authority and cash with the proper project.

## **5. EMERGENCY DESIGNATION**

Emergency action is requested in order to complete needed improvements at the earliest possible time to ensure the safety of the traveling public.

To amend the 2018 Capital Improvement Budget; to appropriate and transfer funds within the Development Taxable Bond Fund; to transfer funds within the Streets and Highways Bond Fund and within the Water General Obligation Bond Fund; to authorize the Director of Public Service to enter into a construction contract with Shelly & Sands, Inc., for the SR315 at North Broadway - Area Infrastructure Improvements project; to authorize the expenditure of up to \$24,477,734.66 to pay for the contract and construction administration and inspection; and to declare an emergency. (\$24,477,734.66)

**WHEREAS**, the Department of Public Service is engaged in the SR315 at North Broadway - Area Infrastructure Improvements project; and

**WHEREAS**, the work for this project consists of improvements to SR315 at the North Broadway/Olentangy River Road interchange and the surrounding local roadways. The overall limits of the project are the northern most Kohl's driveway on the south end of Olentangy River Road, the SR315 south bound entrance ramp from east bound North Broadway on the west, approximately 500-feet north of Thomas lane on the north, and the North Broadway/OhioHealth Parkway intersection on the east. Work on SR315 is from the overpass over Olentangy River Road to the beginning of the south bound exit lane to Thomas Lane/Olentangy River Road; and

**WHEREAS**, Shelly & Sands, Inc., will be awarded the contract for the SR315 at North Broadway - Area Infrastructure Improvements project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the SR315 at North Broadway - Area Infrastructure Improvements project for construction expense along with construction administration and inspection services; and

**WHEREAS**, it is necessary to amend the 2018 Capital Improvements Budget to align budget authority with the proper project; and

**WHEREAS**, it is necessary to authorize a transfer of funds within Fund 7704, the Streets and Highways Bond Fund, and within Fund 7739, the Development Taxable Bonds Fund, and within Fund 6006, the Water G.O. Bonds Fund, to establish sufficient cash to pay for the project; and

**WHEREAS**, it is necessary to authorize an expenditure of funds in Fund 7704, the Streets and Highways Bond Fund, and in Fund 7739, the Development Taxable Bond Fund, and in Fund 6006, the Water G.O. Bonds Fund, to pay for the contract along with construction administration and inspection expenses; 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 & Sands, Inc., to complete needed improvements at the earliest possible time to ensure the safety of the travelling 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 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 / P530301-163770 / Bridge Rehabilitation - Brentnell Neighborhood Culverts (Voted 2016 Debt SIT Supported) / \$800,000.00 / (\$800,000.00) / \$0.00

7704 / P530301-100068 / Bridge Rehabilitation - Godown Road Bridge (Voted 2016 Debt SIT Supported) / \$525,000.00 / (\$288,864.00) / \$236,136.00

7704 / P441759-200000 / SR315 at North Broadway - Area Infrastructure Improvements (Voted 2016 Debt SIT Supported) / \$20,509,383.00 / \$1,088,864.00 / \$21,598,247.00

6006 / P690588-100000 (NEW) / Olentangy River Rd. WM-Ph 1 / \$250,000.00 / (\$250,000.00) / \$0.00

6006 / P690553-100000 (NEW) / PCM II / \$1,424,000.00 / (\$1,204,903.00) / \$219,097.00

6006 / P690588-100002 (NEW) / Olentangy River Rd. WM-Ph 3 / \$1,100,000.00 / \$1,454,903.00 / \$2,554,903.00

7739 / P590415-100012 / Public Private Partnership (3P) Projects (Councilmanic SIT Supported) / \$4,000,000.00 / (\$324,585.00) / \$3,675,415.00

7739 / P441759-200000 / SR315 at North Broadway - Area Infrastructure Improvements (Councilmanic SIT Supported) / \$0.00 / \$324,585.00 / \$324,585.00

**SECTION 2.** That the transfer of \$1,088,864.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5911 (Infrastructure Management), Project P530301 (Bridge Rehabilitation), Object Class 06 (Capital Outlay) to Dept-Div 5912 (Design and Construction), Project P441759-200000 (SR315 at North Broadway Improvements), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$1,204,902.94 or so much thereof as may be needed, is hereby authorized within Fund 6006 (Water G. O. Bond Funds), Dept-Div 6009 (Division of Water), Project P690553 (Professional Construction Management (PCM) - Part II), Object Class 06 (Capital Outlay) to Dept-Div 6009 (Design and Construction), Project P690588 (Olentangy River Rd. Water Main Ph. 3), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the transfer of \$324,585.36, or so much thereof as may be needed, is hereby authorized within Fund 7739 (Development Taxable Bond Fund), from Dept-Div 4402 (Economic Development), Project P590415 (Public Private Partnership (3P) Projects), Object Class 06 (Capital Outlay) to Dept-Div 4402 (Economic Development), Project P441759-200000 (SR315 at North Broadway - Area Infrastructure Improvements), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That the Director of Public Service be and is hereby authorized to enter into a construction contract with Shelly & Sands, Inc., 1515 Harmon Ave., Columbus, Ohio, 43223, for the SR315 at North Broadway - Area Infrastructure Improvements project in the amount of up to \$22,664,569.12 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 \$1,813,165.54.

**SECTION 6.** That the expenditure of \$2,554,902.94, or so much thereof as may be needed, is hereby authorized in Fund 6006 (Water G. O. Bonds Fund), Dept-Div 6009 (Division of Water), Project P690588-100002 (Olentangy River Rd. 24" Water Main Ph. 3), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 7.** That the expenditure of \$324,585.36, or so much thereof as may be needed, is hereby authorized in Fund 7739 (Development Taxable Bond Fund), to Dept-Div 4402 (Economic Development), Project P441759 - 200000 (SR315 at North Broadway - Area Infrastructure Improvements), Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 8.** That the expenditure of \$21,598,246.36, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5912 (Design and Construction), Project P441759 - 200000

(SR315 at North Broadway - Area Infrastructure Improvements), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**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 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 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.