



# City of Columbus

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

## Legislation Text

File #: 1051-2020, Version: 1

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Decker Construction for the Intersection - Morse Road at Sunbury Road project and to provide payment for construction, construction administration and inspection services.

The contract work includes milling the existing pavement, overlaying with new asphalt concrete, minor curb replacement, pedestrian safety improvements, bike lanes, and replacing curb and sidewalk associated with installing an ADA ramp. Where warranted, the plans also call for areas of full depth pavement repair.

The estimated Notice to Proceed date is October 31, 2020. The project was let by the Office of Support Services through Vendor Services and Bid Express. Four bids were received on March 31, 2020, and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
Decker Construction Co.	\$1,992,059.00	Columbus, OH	Majority
Kokosing Construction Co., Inc.	\$2,064,657.62	Westerville, OH	Majority
Shelly & Sands, Inc.	\$2,295,283.69	Columbus, OH	Majority
Strawser Paving Company	\$2,299,786.39	Columbus, OH	Majority

Award is to be made to Decker Construction as the lowest responsive and responsible and best bidder for their bid of \$1,992,059.00. The amount of construction administration and inspection services will be \$179,285.31. The total legislated amount is \$2,171,344.31.

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

### 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Decker Construction is CC004549 and expires 01/02/2022.

### 3. PRE-QUALIFICATION STATUS

Decker Construction 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

This is a budgeted expense within a reimbursable grant from the Ohio Department of Transportation in an amount up to \$506,670.29. This amount will need to be appropriated within the Federal Transportation Grants Fund, Fund 7765, Grant #G591911.

Public Service will contribute a local share amount of \$1,521,982.90 from the Streets and Highway Bonds Fund, Fund 7704. Capital budget amendments are necessary to align budget authority with the proper project. It is also necessary to transfer cash and appropriation between projects within Fund 7704 to align cash and appropriation with the correct project.

The Division of Water is contributing funding of \$142,691.12 to the project from the Water G.O. Bonds Fund - Fund 6006. Funds are appropriated for this expenditure.

## 5. EMERGENCY DESIGNATION

Emergency action is requested to show City Council's approval for this project to allow ODOT to encumber the grant funding before the end of the State's fiscal year, making the grant funds available to fund this project when needed.

To amend the 2019 Capital Improvement Budget; to authorize the transfer of cash and appropriation within the Streets and Highways Bond Fund; to appropriate funds within the Federal Transportation Grants Fund; to authorize the Director of Public Service to enter into contract with Decker Construction for the Intersection - Morse Road at Sunbury Road project; to authorize the expenditure of up to \$1,521,982.90 from the Streets and Highways Bond Fund, up to \$142,691.12 from the Water General Obligation Bond Fund, and up to \$506,670.29 from the Federal Transportation Grants Fund to pay for the project; and to declare an emergency. (\$2,171,344.33)

**WHEREAS**, the Department of Public Service is engaged in the Intersection - Morse Road at Sunbury Road project; and

**WHEREAS**, the work for this project consists of repairing and resurfacing Morse Road and other work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the Bid Submittal Documents; and

**WHEREAS**, Decker Construction will be awarded the contract for the Intersection - Morse Road at Sunbury Road project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Intersection - Morse Road at Sunbury Road project for construction expense along with construction administration and inspection services; and

**WHEREAS**, it is necessary to amend the 2019 Capital Improvements Budget to align budget authority with the proper project; and

**WHEREAS**, it is necessary to transfer cash and appropriation between projects within the Streets and Highways Bond Fund to align cash and appropriation with the proper project; and

**WHEREAS**, funds must be appropriated within the Federal Transportation Grants Fund, and

**WHEREAS**, it is necessary to authorize an expenditure of funds from the Streets and Highways Bond Fund, the Federal Transportation Grants Fund, and the Water G.O. Bonds Fund to pay for 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 show City Council's approval for this project to allow ODOT to encumber the grant funding before the end of the State's fiscal year, making the grant funds available to fund this project when needed, 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 2019 Capital Improvements Budget authorized by ordinance 1326-2019 be amended as follows to establish sufficient authority for this project:

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

7704 / P530282-100000 / 59-03 Resurfacing (Voted Carryover) / \$3,929.00 / \$ 1,047,342.00/ \$1,051,271.00 (to match cash)

7704 / P530086-100042 / Intersection Improvements - Morse Rd at Sunbury Rd (Voted 2016 Debt SIT Supported) / \$130,000.00 / (\$130,000.00) / \$0.00

7704 / P530086-100042 / Intersection Improvements - Morse Rd at Sunbury Rd (Voted Carryover) / \$10,000.00 / (\$10,000.00) / \$0.00  
7704 / P530282-100000 / 59-03 Resurfacing (Voted Carryover) / \$1,051,271.00 / (\$1,051,271.00) / \$0.00  
7704 / P530282-100073 / Resurfacing - Preventive Surface Treatments - Slurry Seal (Voted Carryover) / \$34,904.00 / (\$34,904.00) / \$0.00  
7704 / P530282-100114 / Resurfacing - Urban Paving US33 Riverside Drive-PID93136 (Voted Carryover) / \$7,988.00 / (\$3,228.00) / \$4,760.00  
7704 / P530282-100069 / Resurfacing - Urban Paving US33 Dublin Rd/Spring Street (PID 86651) (Voted Carryover) / \$42,000.00 / (\$42,000.00) / \$0.00  
7704 / P530282-100121 / Resurfacing - Urban Paving - FRA 62-12.44 (Town St/Glenwood Av/Rich St) (Voted 2019 SIT Supported) / \$75,000.00 / (\$75,000.00) / \$0.00  
7704 / P530282-100124 / Resurfacing - In House Design Project Design and Management Software (Voted Carryover) / \$3,280.00 / (\$3,280.00) / \$0.00  
7704 / P530282-100126 / Resurfacing - Urban Paving - DEL750-4.43 Polaris Parkway (Voted Carryover) / \$30,000.00 / (\$30,000.00) / \$0.00  
7704 / P530282-100131 / Resurfacing - Urban Paving - FRA33-4.27 Riverside Drive (Martin Rd to River Park Rd) (Voted 2019 SIT Supported) / \$120,000.00 / (\$17,016.00) / \$102,984.00  
7704 / P530282-982016 / Resurfacing - 2016 Brick Rehabilitation (Voted Carryover) / \$41,589.00 / (1.00) / \$41,588.00  
7704 / P530282-100117 / Resurfacing - Resurfacing Coordination with future DPU projects (Voted 2019 SIT Supported) / \$1,299,298.00 / (\$125,283.00) / \$1,174,015.00

7704 / P538001-100000 / Intersection - Morse Road at Sunbury Road (Voted 2016 Debt SIT Supported) / \$0.00 / \$130,000.00 / \$130,000.00  
7704 / P538001-100000 / Intersection - Morse Road at Sunbury Road (Voted Carryover) / \$0.00 / \$1,174,684.00 / \$1,174,684.00  
7704 / P538001-100000 / Intersection - Morse Road at Sunbury Road (Voted 2019 SIT Supported) / \$0.00 / \$217,299.00 / \$217,299.00

**SECTION 2.** That the transfer of \$140,000.00, or so much thereof as may be needed, is hereby authorized within Fund 7704 (Streets and Highways Bond Fund), from Dept-Div 5912 (Design and Construction), Project P530086-100042 (Intersection Improvements - Morse Rd at Sunbury Rd), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$1,051,271.10, 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 P530282-100000 (59-03 Resurfacing), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 4.** That the transfer of \$34,904.00, 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 P530282-100073 (Resurfacing - Preventive Surface Treatments - Slurry Seal), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 5.** That the transfer of \$3,228.00, 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 P530282-100114 (Resurfacing - Urban Paving US33 Riverside Drive-PID93136), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 6.** That the transfer of \$42,000.00, 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 P530282-100069 (Resurfacing - Urban Paving US33 Dublin Rd/Spring Street (PID 86651)), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 7.** That the transfer of \$75,000.00, 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 P530282-100121 (Resurfacing - Urban Paving - FRA 62-12.44 (Town St/Glenwood Av/Rich St)), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 8.** That the transfer of \$3,280.00, 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 P530282-100124 (Resurfacing - In House Design Project Design and Management Software), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 9.** That the transfer of \$30,000.00, 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 P530282-1000126 (Resurfacing - Urban Paving - DEL750-4.43 Polaris Parkway), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 10.** That the transfer of \$17,016.00, 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 P530282-100131 (Resurfacing - Urban Paving - FRA33-4.27 Riverside Drive (Martin Rd to River Park Rd)), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 11.** That the transfer of \$1.00, 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 P530282-982016 (Resurfacing - 2016 Brick Rehabilitation), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 12.** That the transfer of (\$125,282.80), 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 P530282-100117 (Resurfacing - Resurfacing Coordination with future DPU projects), Object Class 06 (Capital Outlay) to Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 13.** 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, 2020, the sum of \$506,670.29 is appropriated in Fund 7765 (Federal Transportation Grants Fund), Dept-Div 5911 (Infrastructure Management), Grant G591911 (Morse Road at Sunbury Road 107234), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 14.** That the Director of Public Service be and is hereby authorized to enter into a construction services contract with Decker Construction, 3040 McKinley Avenue, Columbus, Ohio, 43204, for the Intersection - Morse Road at

Sunbury Road project in the amount of up to \$1,992,059.00 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 \$179,285.31.

**SECTION 15.** That the expenditure of \$1,521,982.90, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5911 (Infrastructure Management), Project P538001-100000 (Intersection - Morse Road at Sunbury Road), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 16.** That the expenditure of \$506,670.29, or so much thereof as may be needed, is hereby authorized in Fund 7765 (Federal Transportation Grants), Dept-Div 5911 (Infrastructure Management), Grant G591911 (Morse Road at Sunbury 107234), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 17.** That the expenditure of \$142,691.12 in the Water General Obligation Bonds Fund, Fund No. 6006, is hereby authorized per the accounting codes in the attachment to this ordinance.

**SECTION 18.** That at the end of the grant period, any repayment of unencumbered balances required by the grantor is hereby authorized and any unused city match monies may be transferred back to the city fund from which they originated in accordance with all applicable grant agreements.

**SECTION 19.** 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 20.** 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 21.** 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 22.** 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.