



## Legislation Text

File #: 1342-2021, Version: 1

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with M P Dory Company for the Roadway-Cable Barrier-SR161-Hamilton to Babbitt, FRA-161-18.63, PID 112968 project and to provide payment for construction, construction administration and inspection services.

This contract includes the installation of cable barrier in the median of State Route 161 from Hamilton Road to the Franklin County line, approximately 4.93 miles, 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.

The estimated Notice to Proceed date is July 15, 2021. The project was let by the Office of Support Services through Vendor Services and Bid Express. Three bids were received on May 4, 2021, (all majority) and tabulated as follows:

<u>Company Name</u>	<u>Bid Amount</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
M P Dory Company	\$1,093,541.57	Columbus, OH	Majority
Lake Erie Construction Company	\$1,212,420.00	Norwalk, OH	Majority
RMD Holdings, Ltd. d/b/a Nationwide Construction Group	\$1,261,910.95	Richmond, MI	Majority

Award is to be made to M P Dory Company as the lowest responsive and responsible and best bidder for their bid of \$1,093,541.57. The amount of construction administration and inspection services will be \$109,354.16. The total legislated amount is \$1,202,895.73.

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

### 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for M P Dory Company is CC004709 and expires 11/07/21.

### 3. PRE-QUALIFICATION STATUS

M P Dory 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

This project is a reimbursable budgeted expense of \$1,202,895.73 within the Federal Transportation Grant Fund, Fund 7765 Grant GTBD (Cable Barrier 112968). Funds will need to be appropriated.

### 5. EMERGENCY DESIGNATION

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

To appropriate funds within the Federal Transportation Grants Fund; to authorize the Director of Public Service to enter into contract with M P Dory Company for the Roadway-Cable Barrier-SR161-Hamilton to Babbitt, FRA-161-18.63, PID 112968 project; to authorize the expenditure of up to \$1,202,895.73 from the Federal Transportation Grants Fund for the project; to repay any unused grant funds at the end of the grant period; and to declare an emergency. (\$1,202,895.73)

**WHEREAS**, the Department of Public Service is engaged in the Roadway-Cable Barrier-SR161-Hamilton to Babbitt, FRA-161-18.63, PID 112968 project; and

**WHEREAS**, the work for this project consists of the installation of cable barrier in the median of State Route 161 from Hamilton Road to the Franklin County line, approximately 4.93 miles; 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**, M P Dory Company will be awarded the contract for the Roadway-Cable Barrier-SR161-Hamilton to Babbitt, FRA-161-18.63, PID 112968 project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Roadway-Cable Barrier-SR161-Hamilton to Babbitt, FRA-161-18.63, PID 112968 project for construction expense along with construction administration and inspection services; and

**WHEREAS**, Federal Transportation grant funds will be used to pay for this project; and

**WHEREAS**, funds must be appropriated within the Federal Transportation Grants Fund; 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 M P Dory Company 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 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, 2021, the sum of \$1,202,895.73 is appropriated in Fund 7765 (Federal Transportation Grants), Dept-Div 5912 (Design and Construction), Grant GTBD (Cable Barrier 112968), in Object Class 06 (Capital Outlay) per the account codes in the attachment to this ordinance.

**SECTION 2.** That the Director of Public Service be and is hereby authorized to enter into a construction services contract with M P Dory Co. at 2001 Integrity Dr. S., Columbus, OH 43209, for the Roadway-Cable Barrier-SR161-Hamilton to Babbitt, FRA-161-18.63, PID 112968 project in the amount of up to \$1,093,541.57 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 \$109,354.16.

**SECTION 3.** That the expenditure of \$1,202,895.73, or so much thereof as may be needed, is hereby authorized in Fund 7765 (Federal Transportation Grants Fund), Dept-Div 5912 (Design and Construction), Grant GTBD (Cable Barrier 112968), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That 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 5.** 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 6.** 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 7.** 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 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.