



Legislation Text

File #: 1494-2022, Version: 1

1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Shelly & Sands, Inc. for the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase I project and to provide payment for construction, construction administration and inspection services.

This contract is the first phase of a series of projects that will make improvements to SR 161 between I-71 and Cleveland Avenue focused on the side streets north and south of SR 161. Improvements to SR 161 include replacement of the existing traffic signal at the intersection of Maple Canyon Avenue, installing curb, curb ramps and street lighting. Side Street improvements along Maple Canyon Avenue include reconstruction, widening and resurfacing of the pavement, curb, sidewalk, raised median, installation of two urban mini roundabouts, street lighting, storm sewer and water main., 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 August 26, 2022. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bids were received on May 17, 2022, (both majority) and tabulated as follows:

| <u>Company Name</u> | <u>Bid Amount</u> | <u>City/State</u> | <u>Majority/MBE/FBE</u> |
|-------------------------------|-------------------|-------------------|-------------------------|
| Shelly & Sands, Inc. | \$4,488,688.93 | Columbus, OH | MAJ |
| Complete General Construction | \$4,838,729.62 | Columbus, OH | MAJ |

Award is to be made to Shelly & Sands, Inc. as the lowest responsive and responsible and best bidder for their bid of \$4,488,688.93. The amount of construction administration and inspection services will be \$448,868.89. The total legislated amount is \$4,937,557.82.

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 02/03/2024.

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

A portion of this project will be funded through a reimbursable grant from the Governor's Safety Fund, in the amount of up to \$3,600,000.00, is available for this project within the Federal Transportation Grant Fund, Fund 7765, Grant G592102 (Maple Canyon 110376). The funds will need to be appropriated.

A portion of this project will be funded through a reimbursable grant from the Ohio Public Works Commission in the amount of up to \$1,083,049.16 within the Transportation Grants Fund, Fund 7763, Grant #G592109 (SR-161 Phase 1 CC05Y CC06Y). The funds will need to be appropriated.

The remaining balance of \$254,508.66 is available within the Streets and Highways Bond Fund, Fund 7704. The funds

are 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 and the Transportation Grants Fund; to authorize the Director of Public Service to enter into contract with Shelly & Sands, Inc. for the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase I project; to authorize the expenditure of up to \$4,937,557.82 from the Federal Transportation Grants Fund, the Transportation Grants Fund and the Streets and Highways Bond Fund for the project; to repay any unused grant funds at the end of the grant period; and to declare an emergency. (\$4,937,557.82)

WHEREAS, the Department of Public Service is engaged in the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase I project; and

WHEREAS, the work for this project consists of improvements to SR 161 between I-71 and Cleveland Avenue focused on the side streets north and south of SR 161; 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, Shelly & Sands, Inc. will be awarded the contract for the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase I project; and

WHEREAS, the Department of Public Service requires funding to be available for the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase I project for construction expense along with construction administration and inspection services; and

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

WHEREAS, funds must be appropriated within the Federal Transportation Grants Fund, and the 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 Shelly & Sands, Inc. 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, 2022, the sum of \$3,600,000.00 is appropriated in Fund 7765 (Federal Transportation Funds) , Dept-Div 5912 (Design and Construction), Project Grant G592102 (Maple Canyon 110376), 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, 2022, the sum of \$1,083,049.16 is appropriated in Fund 7763 (Transportation Fund), Dept-Div 5912 (Design and Construction), Project Grant #G592109 (SR-161 Phase 1 CC05Y CC06Y), 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 a construction services contract with Shelly & Sands, Inc., 1515 Harmon Ave., Columbus, OH 43223, for the Arterial Street Rehabilitation - SR161 I-71 to Cleveland Avenue Phase I project in the amount of up to \$4,488,688.93 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 \$448,868.89.

SECTION 4. That the expenditure of \$3,600,000.00, or so much thereof as may be needed, is hereby authorized in Fund 7765 (Federal Transportation Funds), Dept-Div 5912 (Design and Construction), Grant G592102 (Maple Canyon 110376), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 5. That the expenditure of \$1,083,049.16, or so much thereof as may be needed, is hereby authorized in Fund 7763 (Transportation Fund), Dept-Div 5912 (Design and Construction), Grant G592109 (SR-161 Phase 1 CC05Y CC06Y), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 6. That the expenditure of \$254,508.66, 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 P530103-100065 (Arterial Street Rehabilitation - SR161 - I-71 to Cleveland Avenue Phase I), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

SECTION 7. 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 8. 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 9. 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 10. 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 11. 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.