



# City of Columbus

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

## Legislation Text

File #: 2615-2022, Version: 1

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with Kokosing Construction Company, Inc. for the Bridge Rehabilitation - Parsons Avenue Retaining Walls project and to provide payment for construction, construction administration and inspection services.

This contract includes rehabilitation of the existing retaining walls along Parsons Avenue between Dering Avenue and Groveport Road. Portions of the existing retaining walls will be removed and sidewalk will be reconstructed along the west side of Parsons Avenue. The retaining wall at the southeast corner of the railroad bridge will be reconstructed as well, 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 October 24, 2022. The project was let by the Office of Support Services through Vendor Services and Bid Express. Three bids were received on August 9, 2022, (all majority) and tabulated as follows:

Company Name	Bid Amount	City/State	Majority/MBE/FBE
Kokosing Construction Company, Inc.	\$ 1,997,838.70	Westerville/OH	MAJ
Complete General Construction	\$ 2,352,130.60	Columbus/OH	MAJ
The Righter Co., Inc.	\$ 3,546,213.00	Columbus/OH	MAJ

Award is to be made to Kokosing Construction Company, Inc. as the lowest responsive and responsible and best bidder for their bid of \$1,997,838.70. The amount of construction administration and inspection services will be \$299,675.80. The total legislated amount is \$2,297,514.50.

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

### 2. CONTRACT COMPLIANCE INFORMATION

The contract compliance number for Kokosing Construction Company, Inc. is CC004610 and expires March 3, 2024.

### 3. PRE-QUALIFICATION STATUS

Kokosing Construction Company, 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

Funding in the amount of \$2,297,514.50 is available and appropriated within Fund 7704, the Streets and Highways Bond Fund within the Department of Public Service. An amendment to the 2022 Capital Improvements Budget is required to establish sufficient budget authority for the project.

### 5. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM

This contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 10% as assigned by the City's Office of Diversity and Inclusion (ODI). After ODI's review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 1.64% for this contract.

Failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance as described in the “City’s Minority and Women-Owned Business Enterprise & Small Local Business Enterprise Program Manual” and in the “City of Columbus MBE/WBE Program Special Provision” that were part of the bid documents for this contract.

## **6. 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 amend the 2022 Capital Improvement budget; to authorize the Director of Public Service to enter into contract with Kokosing Construction Company, Inc. for the Bridge Rehabilitation - Parsons Avenue Retaining Walls project; to authorize the expenditure of up to \$2,297,514.50 from the street and highways bond fund; and to declare an emergency. (\$2,297,514.50)

**WHEREAS**, the Department of Public Service is engaged in the Bridge Rehabilitation - Parsons Avenue Retaining Walls; and

**WHEREAS**, the work for this project consists of the rehabilitation of existing retaining walls along Parsons Avenue between Dering Avenue and Groveport Road. Portions of the existing retaining walls will be removed and sidewalk will be reconstructed along the west side of Parsons Avenue. The retaining wall at the southeast corner of the railroad bridge will be reconstructed as well; 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**, Kokosing Construction Company, Inc. will be awarded the contract for the Bridge Rehabilitation - Parsons Avenue Retaining Walls project; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Bridge Rehabilitation - Parsons Avenue Retaining Walls project for construction expense along with construction administration and inspection services; and

**WHEREAS**, it is necessary to amend the 2022 Capital Improvement Budget to establish authority within the correct project; and

**WHEREAS**, this contract opportunity was submitted to the City’s Office of Diversity and Inclusion (ODI) for review and assignment of an MBE/WBE goal prior to bidding; and

**WHEREAS**, this contract was bid with an anticipated City of Columbus MBE/WBE Program goal of 10% as assigned by the City’s Office of Diversity and Inclusion (ODI); and

**WHEREAS**, after ODI’s review of the Utilization Plan and other related information the contractor submitted with their bid response, ODI has approved an MBE/WBE Program goal of 1.64% for this contract; and

**WHEREAS**, failure by the contractor to meet this goal subjects the contractor to the Penalties for Non-Compliance; 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 Kokosing Construction Company, Inc. to ensure the safety of the traveling 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 2022 Capital Improvements Budget authorized by ordinance 1896-2022 be amended as follows to establish sufficient authority for this project:

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

7704 / P530301-100000 / Bridge Rehabilitation (Voted Carryover) / \$0.00 / \$113,487.00 / \$113,487.00 (to match cash)

7704 / P530301-100000 / Bridge Rehabilitation (Voted Carryover) / \$113,487.00 / (\$113,487.00) / \$0.00

7704 / P530301-100070 / Bridge Rehabilitation - Annual Citywide Contract (Voted Carryover) / \$911,393.00 / (\$911,393.00) / \$0.00

7704 / P530301-100077 / Bridge Rehabilitation - I-670 Cap Fence Rehabilitation (Voted Carryover) / \$320,000 / (\$122,635.00) / \$197,365.00

7704 / P530301-160861 / Bridge Rehabilitation - Parsons Avenue Retaining Walls (Voted Carryover) / \$1,150,000.00 / \$1,147,515.00 / \$2,297,515.00

**SECTION 2.** That the Director of Public Service be and is hereby authorized to enter into a construction services contract with Kokosing Construction Company, Inc., 6235 Westerville Road, Westerville, Ohio 43081, for the Bridge Rehabilitation - Parsons Avenue Retaining Walls project in the amount of up to \$1,997,838.70 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 \$299,675.80.

**SECTION 3.** That the expenditure of \$2,297,514.50, or so much thereof as may be needed, is hereby authorized in Fund 7704 (Streets and Highways Bond Fund), Dept-Div 5911 (Infrastructure Management), P530301-160861 (Bridge Rehabilitation - Parsons Avenue Retaining Walls), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 4.** 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 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.