



# City of Columbus

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

## Legislation Text

**File #: 2815-2022, Version: 1**

### 1. BACKGROUND

This ordinance authorizes the Director of Public Service to enter into contract with M P Dory Company for the Roadway Improvements - Guardrail and Fence Repair 2022 service contract.

The Department of Public Service is responsible for maintaining the City's roadway system in a safe manner. A guardrail and fence repair contract is needed to restore accident-damaged guardrail and fence, replace deteriorating structures, and install new structures throughout the entire City of Columbus network.

The estimated Notice to Proceed date is January 3, 2023. The project was let by the Office of Support Services through Vendor Services and Bid Express. Two bid was received on October 4, 2022, (both majority) and tabulated as follows:

<b>Company Name</b>	<b>Bid Amount</b>	<b>City/State</b>	<b>Majority/MBE/FBE</b>
M P Dory Company	\$293,257.50	Columbus, OH	Majority
Lake Erie Construction Company	\$441,475.00	Norwalk, Ohio	Majority

The bid documents contained Special Provision 146 Contract Amount Extension Provision which states “It is the City’s intent to fully utilize the available funding provided to its Guardrail and Fence Repair Program within the approved budget. Therefore, the City reserves the right to increase or decrease the base bid amount up to, or down to, a maximum of \$300,000.00.” The amount of the contract will be set at \$300,000.00. The City of Columbus also reserves the right to extend the contract and funding on a year-to-year basis until October 31, 2025, as stated in the bid documents.

Award is to be made to M P Dory Company as the lowest responsive and responsible and best bidder for their bid of \$ 293,257.50, with the contract amount set at \$300,000.00.

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

The contract compliance number for M P Dory Company is CC004709 and expires 10/29/2023.

### 3. PRE-QUALIFICATION STATUS

This is a service contract so construction pre-qualification is not required.

### 4. FISCAL IMPACT

This is a budgeted item within Fund 2265, the Street Construction Maintenance and Repair Fund.

### 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 8% 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 8.87% 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 and repairs at the earliest possible time to ensure the safety of the traveling public.

To authorize the Director of the Department of Public Service to enter into contract with M P Dory Company for the Roadway Improvements - Guardrail and Fence Repair 2022 service project; to authorize the expenditure of up to \$300,000.00 from the Street Construction Maintenance and Repair Fund for the project; and to declare an emergency. (\$300,000.00)

**WHEREAS**, the Department of Public Service is engaged in the Roadway Improvements - Guardrail and Fence Repair 2022 service contract; and

**WHEREAS**, the work for this project consists of the repair of accident-damaged guardrail and fence throughout the entire City of Columbus network 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 Improvements - Guardrail and Fence Repair 2022 service contract; and

**WHEREAS**, the Department of Public Service requires funding to be available for the Roadway Improvements - Guardrail and Fence Repair 2022 service contract; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to enter into contract with M P Dory Company to complete repairs and improvements at the earliest possible time 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 Director of Public Service be and is hereby authorized to enter into a construction services contract with M P Dory Company, 2001 Integrity Drive South, Columbus, Ohio, 43209, for the Roadway Improvements - Guardrail and Fence Repair 2022 service contract in the amount of up to \$300,000.00.

**SECTION 2.** That the expenditure of \$300,000.00, or so much thereof as may be needed, is hereby authorized in Fund 2265 (the Street Construction Maintenance and Repair Fund), Dept-Div 5911 (Infrastructure Management), in Object Class 06 (Capital Outlay) per the accounting codes in the attachment to this ordinance.

**SECTION 3.** 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 4.** 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.