



## Legislation Details (With Text)

**File #:** 2734-2016      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 10/23/2016      **In control:** Public Utilities Committee

**On agenda:** 11/21/2016      **Final action:** 11/23/2016

**Title:** To authorize the Director of Public Utilities to enter into a contract modification with Korda/Nemeth Engineering, Inc. in the amount of \$400,000.00 for General Engineering Services for the Division of Sewerage and Drainage; to expend up to \$200,000.00 from the Sanitary Sewer General Obligation Bond Fund; to expend \$200,000.00 from the Storm Sewer Bonds Fund; to authorize the transfer of funds and appropriation within the Storm Sewer Bonds Fund; to amend the 2016 Capital Improvements Budget; and to declare an emergency. (\$400,000.00)

### Sponsors:

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### Code sections:

**Attachments:** 1. Ord 2734-2016 Director's Legislation Information Sheet 2015-2017 GES (Korda), 2. Ord 2734-2016 DAX Financial 2015-2017 GES Mod, 3. Ord 2734-2016 SWIF Korda 2015-2017 GES Mod #1

Date	Ver.	Action By	Action	Result
11/23/2016	1	ACTING CITY CLERK	Attest	
11/23/2016	1	MAYOR	Signed	
11/21/2016	1	COUNCIL PRESIDENT	Signed	
11/21/2016	1	Columbus City Council	Approved	Pass

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into contract modification (Mod #1) for the General Engineering Services agreement with Korda / Nemeth Engineering, Inc. for the Division of Sewerage and Drainage (Sanitary and Storm Water). The scope of work for this modification is to provide consulting engineering services of miscellaneous rehabilitation projects not included in the Capital Improvement Program - as needed by the SSES and SMOC Sections of DOSD. This agreement is a multi-year agreement that covers the years of 2015 through 2017.

This ordinance authorizes an expenditure of \$200,000.00 from Sanitary Sewers and \$200,000.00 from Storm Water for a total expenditure of up to \$400,000.00 from the capital improvements funds from Division of Sewerage and Drainage.

### 2. 2. PROJECT MODIFICATION:

#### Amount of additional funds to be expended: \$400,000 (Total Expenditure)

\$200,000.00 from Sanitary Sewers

\$200,000.00 from Storm Water

2.1 Original Contract (EL017218) Sanitary	\$200,000.00
Original Contract (EL017218) Storm Water	\$100,000.00
Modification # 1	<u>\$400,000.00</u>
Total	\$700,000.00
Future Modification #2	\$400,000.00

**2.2 Reasons additional goods/services could not be foreseen:**

This is a planned contract modification.

**2.3 Reason other procurement processes are not used:**

This is a planned modification to provide consulting engineering services of miscellaneous rehabilitation projects not included in the Capital Improvement Program - as needed by the SSES and SMOC Sections of the DOSD.

**2.4 How cost of modification was determined:**

The costs of Mod #1 was determined as an estimate of ongoing needs not included in the DOSD Capital Improvement Program on an annual basis.

**3. PROJECT TIMELINE:** General Engineering Services for the years 2015 through 2017.

**4. CONTRACT COMPLIANCE NO:** 31-0922991 | MAJ | Expires 03/13/17 | Vendor # 004467

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract according to the Auditor of State's Unresolved Findings for recovery search.

**5. EMERGENCY DESIGNATION:** Emergency designation **is requested** at this time to maintain the project's timeframe and project deliverables. Delays will impact both Stormwater and Sanitary sewer projects.

**6. ECONOMONIC IMPACT:** This project will provide engineering services of miscellaneous rehabilitation projects not included in the Capital Improvement Program.

**7. FISCAL IMPACT:** This legislation authorizes the Director to expend up to \$200,000.00 in funds from the Sanitary Sewer General Obligation (G.O.) Bond Fund, Fund 6109 and \$200,000.00 from the Storm Sewer Bonds Fund, Fund 6204.

To authorize the Director of Public Utilities to enter into a contract modification with Korda/Nemeth Engineering, Inc. in the amount of \$400,000.00 for General Engineering Services for the Division of Sewerage and Drainage; to expend up to \$200,000.00 from the Sanitary Sewer General Obligation Bond Fund; to expend \$200,000.00 from the Storm Sewer Bonds Fund; to authorize the transfer of funds and appropriation within the Storm Sewer Bonds Fund; to amend the 2016 Capital Improvements Budget; and to declare an emergency. (\$400,000.00)

**WHEREAS,** it is necessary to authorize a modification (Mod#1) of the 2015-2017 General Engineering Services agreement with Korda/Nemeth Engineering, Inc. for the Division of Sanitary Sewerage and Drainage, and Storm Water; and

**WHEREAS,** Contract No. EL017218 was authorized by Ordinance No. 0754-2015, passed by the Columbus City Council on May 11, 2015, executed by the Director of Public Utilities August 14, 2015, approved by the City Attorney on August 18, 2015, and certified by the City Auditor on August 21, 2015; and

**WHEREAS,** under the terms of this contract the City has the right to renew the contract for an additional two years, subject to the approval of a contract modification by City Council; and

**WHEREAS,** it is necessary to authorize the expenditure of up to \$200,000.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 6109; and

**WHEREAS,** it is necessary to authorize the expenditure of up to \$200,000.00 in funds from the Storm Sewer Bonds Fund, Fund 6204; and

**WHEREAS**, it is necessary to authorize an amendment to the 2016 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operations of the Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to modify (Mod #1) the professional engineering agreement, 2015-2017 General Engineering Services agreement, with Korda / Nemeth Engineering, Inc., at the earliest practical date; **now, therefore**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Director of Public Utilities is hereby authorized to modify the 2015 - 2107 General Engineering Service (GES) agreement with Korda / Nemeth Engineering, Inc., 1650 Watermark Drive, Suite 200, Columbus, Ohio 43215; in accordance with the terms and conditions of the contract on file in the Office of the Division of Sewerage and Drainage.

**SECTION 2.** That the Director of Public Utilities is hereby authorized to expend a total of \$200,000.00 from the Sanitary Sewer General Obligation Bond Fund for the General Engineering Services Project | Fund 6109 per the account codes in the attachment to this ordinance.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$200,000.00 within the Storm Sewer Bonds Fund, Fund 6204, per the account codes in the attachment to this ordinance.

**SECTION 4.** That the 2016 Capital Improvements Budget Ordinance is hereby amended as follows:

**Project No. | Project Name | Current Authority | Revised Authority | change**

611009-100000 | Broad/Terrace SSI | \$898,003 | \$698,003 | -\$200,000

610762-100000 | General Engineering Services | \$0 | \$200,000 | +\$200,000

**SECTION 5.** That the Director of Public Utilities is hereby authorized to expend a total of \$200,000.00 from the Storm Sewer Bonds Fund for the General Engineering Services Project | Fund 6204 per the account codes in the attachment to this ordinance.

**SECTION 6.** That the said firm, Korda/Nemeth Engineering, Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 7.** That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance 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 no longer required for said project; except that no transfer shall be made from a project account by monies from more than one source.

**SECTION 8.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 9.** 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 10.** That for reasons stated in the preamble hereto, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force and after its passage and approval by the Mayor or ten days after its passage if the Mayor neither approves nor vetoes the same.