

Information to be included in all Legislation Modifying a Contract:

1. The names, location by City/State and status of all companies submitting a competitive bid or submitting an RFP or RFSQ for the original contract.

<u>Name</u>	<u>City/State</u>	<u>Majority/MBE/FBE</u>
-------------	-------------------	-------------------------

Companies submitting an RFSQ:

- A. BBS Corporation, Inc., 1103 Schrock Road, Columbus, Ohio 43229, Majority
- B. Burgess & Niple, Inc., 5085 Reed Road, Columbus, Ohio 43220, Majority
- C. DLZ, 6121 Huntley Road, Columbus, Ohio 43229, Majority
- D. ms consultants, Inc., 2221 Schrock Road, Columbus, Ohio 43229, Majority
- E. R.D. Zande & Associates, Inc., 150 Lake Shore Drive, Columbus, Ohio 43204, Majority
- F. Ribway Engineering Group, Inc., 350 East Broad Street, Columbus, Ohio 43215, Certified Minority Firm
- G. W. V. Mathews Company, 2720 Airport Drive, Columbus, Ohio 43219, Certified Minority Firm

Companies that were selected and requested to submit, and did submit, a Technical Proposal (RFP):

- A. BBS Corporation, Inc.
- B. Burgess & Niple, Inc.
- C. ms consultants, inc.

2. The name, address, contact name, phone number and contract number of the firm awarded the original contract.

Burgess & Niple, Inc., 5085 Reed Road, Columbus, Ohio 43229

Contact Name: Jim Ward, P.E.

Phone No.: 459-2050

3. A description of work performed to date as part of the contract and a full description of work to be performed during any future phasing of the contract.

This contract with Burgess & Niple provides engineering services for the Jackson Pike Wastewater Treatment Plant B-Plant Secondary Clarifier Upgrade, Project No. 650245. This project will provide for:

1. Renovation and improvement of the secondary clarifiers in the "B-Plant", one of the two wet stream process trains at the plant. Similar improvements were made to the secondary clarifiers of the "A-Plant."
2. Specific improvements to reduce hydraulic constrictions and increase the hydraulic capacity of B-Plant in conformance with the recommendations of the WWMP. These improvements will provide for increasing the aeration process inlet and outlet piping capacities and increasing the primary clarifier inlet piping capacity.
3. Replacing the existing Raw Sewage Pumps motors and controls. The existing motors are original and are nearing the end of their useful life. They will be replaced with higher efficiency motors.

The project goal is to replace aging, deteriorated equipment, make improvements to process operation and control, and to modify process flow to expand the plants' capacity to accommodate higher flow rates during wet weather.

This is a contract for professional engineering design services and services during construction, for one of the key, time-critical wastewater plants construction projects in the City's Wet Weather Management Plan (WWMP) program, for the period through 2010. The work in this program is a very substantial group of sewer capital improvement projects to the City's two wastewater treatment plants, which have been agreed to by the City and Ohio EPA in order to conform to the requirements of the City's consent orders.

The scope of services for this project as originally procured, included: preliminary design, detailed design, bidding assistance, construction-phase engineering, start-up and commissioning assistance, record documentation preparation assistance, and other services for this project, as directed by the City.

Engineering Services Progress:

Preliminary engineering design services have been completed. The proposed contract modification provides funding for detailed engineering design services for the preparation of the project manual and drawings for bidding and assistance during bidding. A future contract modification will provide funding for Engineering

Services During Construction, that will provide Technical Project Representation Services. Construction Management services are being performed by others.

5. An updated contract timeline to contract completion.

With the approval of this proposed modification, it is anticipated that Burgess & Niple will proceed with Detailed Design services in September 2007. It is anticipated that the contract will be bid in December 2007 and awarded in March 2008. Construction of the project is anticipated to require approximately two years. Burgess & Niple services will continue beyond completion of construction to provide “as-built” record drawings of the constructed facilities, and a report on the status of operation of the constructed facilities one year after completion.

6. A description of any and all modifications to date including the amounts of each modification and the Contract Number associated with any modification to date. (List each modification separately.)

ORIGINAL CONTRACT: \$872,190.00 (EL005606)	Preliminary Engineering & Initial Funding of Detailed Design Services
--	---

PROPOSED MODIFICATION NO. 1: \$3,408,252.00	Addition of Raw Sewage Pump Motors and control into scope of services and remaining funding for Detailed Design Services.
---	---

7. A full description of the work to be performed as part of the proposed contract modification. (Indicating the work to be a logical extension of the contract is not sufficient explanation.)

This contract is being incrementally funded through the use of modifications. This Modification No. 1 will provide funding for the detailed design services that will prepare construction plans and specifications necessary for the construction of the subject improvements. In addition, the scope of service has been expanded to include the design and replacement of the Raw Sewage Pump Motors and Control Systems. This work is necessary to provide the additional plant process capacity as recommended in the Wet Weather Management Plan.

8. If the contract modification was not anticipated and explained in the original contract legislation a full explanation as to the reasons the work could not have been anticipated is required. (Changed or field conditions is not sufficient explanation. Describe in full the changed conditions that require modification of the contract scope and amount.)

This Contract Modification No. 1 was planned and anticipated. However, division engineering personnel and the City’s Professional Program Manager have determined that it is now necessary to add the design and replacement of the Raw Sewage Pump Motors and Control Systems to fulfill the requirements of the Wet Weather Management Plan.

9. An explanation of why the work to be performed as part of the contract modification cannot be bid out. (Indicating the work to be a logical extension of the contract is not sufficient explanation.)

In so much as the majority of this work was planned for and anticipated within the original procurement, and due to the highly complex and technical nature of this wastewater treatment plant infrastructure, it is not reasonable or cost efficient to undertake a new procurement effort to acquire these services.

10. A cost summary to include the original contract amount, the cost of each modification to date (list each modification separately), the cost of the modification being requested in the legislation, the estimated cost of any future known modifications and a total estimate of the contract cost.

Original Contract	\$ 872,190.00
Proposed Modification No. 1	\$3,408,252.00
Future Modification No. 2 (estimated 2008 funding)	<u>\$2,529,000.00</u>
CURRENT PROPOSED CONTRACT TOTAL	\$6,809,442.00

11. An explanation of how the cost of the modification was determined.

The cost of this contract modification is consistent with the direct labor, overhead, and profit rates established within the original proposal. The estimate of the quantity of labor required to complete the remaining scope of services is within the anticipated level of funding originally forecast.

Note: The Contract should be considered to include any and all work that is anticipated to be awarded to the company awarded the original contract throughout the contract/project timeline. This includes the original contract and any and all future anticipated modifications to the contract to complete the contract/project.