

Information to be included in all Legislation Modifying a Contract:

1. **The names, contract compliance no. & expiration date, location by City/State and status of all companies (NPO, MAJ, MBE, FBE, HL1, AS1, or MBR) submitting a competitive bid or submitting an RFP or RFSQ.**

<u>Name</u>	<u>C.C. No./Exp. Date</u>	<u>City/State</u>	<u>Status</u>
A. 360water, Inc. 31-1704111/ 05/31/2013 Columbus, OH FBE			
B. NA			

2. **What type of bidding process was used (ITB, RFP, RFSQ, Competitive Bid).**

RFP

3. **List the ranking and order of all bidders.**

1. 360water, Inc.
- 2.

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

360water, Inc., 1335 Holly Ave, Columbus, Ohio 43212
Contact: Laura Tegethoff (614) 485-1754
Contract No. EL006779

5. **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.**

The basic services to be provided under the Agreement are professional consulting services necessary for, and incident to the DPU, DOSD Facilities and Safety Training Management & Documentation Services. The professional consulting service is categorized into four steps as follows:

Step 1 - Guide Specification Review

Step 2 - Project Specification Review

Step 3 - Services During Construction

Step 4 - Training Implementation

All documents, records, procedures and other services shall conform fully to formats and standards as delineated by the City, and Schedules to this Agreement. The City may require changes to such formats and standards from time to time, and the Consultant shall then speedily comply with such changes. The City may engage other entities to provide professional services to the Project as well as the Consultant and the Consultant shall cooperate fully with such entities, and shall observe all hierarchies, reporting procedures, lines of authority, etc., as are stipulated by the City. The City may request that the consultant provide training, on an as needed basis, for any DPU facility.

6. An updated contract timeline to contract completion.

The engineering consultant began after the initial Notice to Proceed was issued on April 18, 2007. The contract duration is for five years; if the City wishes it may modify the initial contract with incremental appropriations, through the use of modifications. The original award provided funding for the initial period of 2007. Modification No. 1 was for work in 2008. Modification No. 2 was for work in 2009. Modification No. 3 was for work in 2010. Modification No. 4 was for work in 2011. Modification No. 5 is for work in 2012.

7. 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	\$150,000.00	EL006779
Mod 1 (2007)	\$364,345.25	EL007565
Mod 2 (2008)	\$318,625.00	EL008887
Mod 3 (2009)	\$280,125.00	EL009843
Mod 4 (2011)	\$290,775.00	EL012137
Mod 5 (2012)	\$499,080.00	Pending

8. 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.)

PROPOSED MODIFICATION NO. 5: \$499,080.00

This modification provides \$499,080.00 of funding for the Safety and Training services during 2012.

9. 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. 5 was planned and anticipated, and so stated in the original contract's legislation. It is a planned continuation of the services originally included within the existing contract's scope of service.

10. 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.)

The funding provided by this contract modification is for continuation of the existing work of the contract. In so much as the majority of this work was planned for and anticipated within the original procurement, it is not reasonable or cost effective to undertake a new procurement to acquire these services.

11. 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.

The contract duration is for five (5) years, and the professional services shall be funded by incremental appropriation, through the use of modifications. The original award provided funding for the initial period of 2007. Modification No.5 provides funding for 2012.

Modification No. 5 is the last modification to this contract and it is expected to cover the anticipated future needs in 2012, at which time a new RFP will be issued.

Original Contract	\$150,000.00
Mod 1 (2007)	\$364,345.25
Mod 2 (2008)	\$318,625.00
Mod 3 (2009)	\$280,125.00
Mod 4 (2011)	\$290,775.00
Mod 5 (2012)	<u>\$499,080.00</u>
CURRENT PROPOSED TOTAL	\$1,902,950.25

12. 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 provide the scope of services for this modification is consistent with the anticipated level of work required for these tasks and is within the anticipated level of funding originally forecast.

13. Sub-Consultants identified to work on this contract, their contract compliance no. & expiration date, and their status (NPO, MAJ, MBE, FBE, HL1, AS1, or MBR):

<u>Name</u>	<u>C.C. No./Exp. Date</u>	<u>Status</u>
Chester Engineers (Ohio), Inc./20-2401674/	[5/31/2013]	/active

14. Scope of work for each subcontractor and their estimate of dollar value to be paid.

Chester Engineers (Ohio), Inc. \$5,000

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.

Updated as of 05-15-12 (doc)