

**ORDINANCE NO. 0767-2006**

**Information to be included in all Legislation Modifying Contracts:**

The names of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

Brown and Caldwell  
Camp Dresser & McKee  
Malcolm-Pirnie

The location by City and State of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

Brown and Caldwell| Columbus, Ohio  
Camp, Dresser and McKee| Columbus Ohio  
Malcolm Pirnie| Columbus, Ohio

The status, Majority, MBE, FBE, of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

Brown and Caldwell| Majority/Male/White  
Camp Dresser & McKee| Active/Male/White  
Malcolm-Pirnie| Active/Male/White

The name and location of the firm awarded the original contract and the Contract Number.

Brown and Caldwell of Ohio| Auditor's Contract No. EL003005

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 is for the development and implementation of a Capacity, Management, Operations, and Maintenance (CMOM) Program as required by the Consent Order entered into between the City of Columbus and the State of Ohio in August of 2002 to address the City's Sanitary Sewer Overflows throughout its collection system. This contract has always been planned as a multi-year contract with annual modifications until complete development of a sustainable CMOM Program that addresses all requirements of the State Consent Order.

An updated contract timeline to contract completion.

One of the major components of this contract was the development of a System Evaluation, and Capacity Assurance Plan (SECAP). The final draft of this document which outlines the city's capital projects to address SSO's over the next 40+/- years has been submitted to the OEPA for review and comment. Brown and Caldwell will assist the City in addressing OEPA's comments and resubmitting the required documentation. This work may include additional hydraulic computer modeling, field work, records research, etc.

In addition to the SECAP, Brown and Caldwell continue to provide their expertise in the improvement and formal documentation of the City's Management, Operations and Maintenance Program (MOM). This work involves extensive work with the Division's Sewer Maintenance Operations Center staff. It includes field work as well as office work, including assisting the city with the newly implemented SPL construction, maintenance, management program. Other work items include: developing Gap Closure Plans to address weaknesses or missing components of the MOM required under the State Consent Order, performing an audit report of progress made to date towards full compliance with the consent order, development of Standard Operating Procedures (SOPs) throughout the division to improve efficiency and effectiveness of how certain tasks are to be done, assist the city as necessary with Public Outreach efforts, and continuing the development of the Manage to Measures Program for the various sections within the division of Sewerage and Drainage.

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)  
**Modification No. 1** – Entered into March 17<sup>th</sup>, 2004, Ordinance No. 2126-2003 (passed 10/27/03), this modification continued the work of the initial contract to address all consent order mandates.  
**Modification No. 2** – Entered into May 25<sup>th</sup>, 2005, Ordinance No. 0553-2005 (passed May 9<sup>th</sup>, 2005), continuation of above work, with completion of final draft of SECAP submitted to OEPA in July, 2005.

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)  
Continued development of SOPs and Gap Closure Plans to address various deficiencies with major concerted effort in the Management, Operations and Maintenance (MOM) part of the CMOM program. Assisting the city in responding to OEPA's comments on the System Evaluation and Capacity and Assurance Plan (SECAP), which was submitted to the agency in July, 2005. Performance of an interim audit of progress to date on complying with all items of the consent order. Continued efforts as required to formalize and document the CMOM Program being developed under this contract.

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.)  
Annual contract modifications were anticipated in original legislation.

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)  
Timelines stipulated in the State Consent Order would not allow for continuously bidding the required ongoing work without major financial penalties, additionally the tremendous learning curve would be impractical in a program of this magnitude.

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 (Phase 1) - \$4,600,166.09 (Includes Cancellation of \$558,804.58)

Modification No. 1 - \$6,199,407.81 (Includes Cancellation of \$300,592.19)

Modification No. 2 - \$3,196,441.66

Modification No. 3 - \$3,197,107.48 (This legislative request)

Future Modification No.4 - \$2,200,000.00

Future Modification No. 5 - \$1,500,000.00

Future Modification No. 6 - \$900,000.00

Estimated total contract amount with all existing and future modifications: \$21,793,123.04

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.

6/20/05