

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>
Black & Veatch Corp.	431833073 / 9/2/2023	Columbus, OH	MAJ
Chester Engineers	202401674 /	Columbus, OH	MBE

2. **What type of bidding process was used (ITB, RFP, RFSQ, Competitive Bid).**
Requests for Proposals (RFP's) were opened on 11/14/14.

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

1. Black & Veatch
2. Chester Engineers

4. **Complete address, contact name, phone number, and e-mail address for the successful bidder only.**

Black & Veatch
4449 Easton Way, Suite 150
Columbus, OH 43219
Attn: Lee Weber
(614) 454-4398
WeberL@bv.com

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 planning area should also be listed as well as any street or neighborhood names.**

To date, the consultant has completed the project design, bidding phase and has conducted 30 months of engineering services during construction.

This project is located in the Rickenbacker planning area.

6. **An updated contract timeline to contract completion.**

The project NTP was issued in May of 2020 with a completion date of January 2021. The Contractor was granted an extension of the Substantial Completion date until October 22, 2021 but they have not achieved it as of this request. Engineering services during construction are expected to take another 8 months (construction completion, as-built plans, close out documents and warranty).

7. A narrative discussing the economic impact or economic advantages of the project; community outreach or input in the development of the project; and any environmental factors or advantages of the project.

This project is being completed to prevent future odor complaints within the project area once the Lockbourne Intermodal Subtrunk sewer is completed. An evaluation of the proposed subtrunk showed that constructing odor control facilities will be necessary once it is put into service. This project will allow the City to improve the environment of the neighborhoods in and around the facilities and future subtrunk alignment while fostering a better working relationship with the surrounding community.

8. 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.)

There have been two modifications to date.

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

Under this modification, the additional engineering services during construction and project closeout items will be completed.

10. If the contract modifications 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 modifications of the contract scope and amount.)

The main driver for this modification is due to the lack of progress of the contractor. The Contractor was given notice to proceed with the construction on this contract on May 7, 2020. The Substantial Completion Date for the project was January 2, 2021. While the contractor did begin submittals and some minor site activities, they did not mobilize to the site fully until January 18, 2021. The Contractor was granted an extension of the Substantial Completion date until October 22, 2021. However, the Contractor has not yet started the Operational Demonstration Period that is necessary prior to Substantial Completion. Nor have they completed all construction necessary for Substantial Completion. The Contractor has not submitted a Recovery Schedule to date. B&V did not budget for a period this long and they have exhausted their funds due to repeated meetings, submittal review and coordination efforts.

Pursuant to CMS section 108.07, it is the intent of the CMT to recuperate all costs associated with the contractor's delay.

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

Re-bid of the project will likely result in a higher project costs as much of the project history would be lost and would need to be rediscovered by another consultant unless the new RFP were won by the same consultant.

12. A cost summary to include the original contract amount, the cost of each modifications to date (list each modifications 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.

Initial Contract	\$576,425.09
Modification #1	\$159,049.49
Modification #2	\$157,348.10
<u>Modification #3</u>	<u>\$ 76,880.69</u>
TOTAL	\$969,703.37

13. An explanation of how the cost of the modifications was determined.

A cost estimate for the proposed scope of work was prepared by Black & Veatch, and reviewed by DOSD. The total modification includes total labor cost (direct labor multiplied by the hourly cost multiplier).

14. Subconsultant information

See the attached schedules.