



## Legislation Details (With Text)

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**File #:** 1493-2023      **Version:** 1

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

**File created:** 5/12/2023      **In control:** Finance Committee

**On agenda:** 6/12/2023      **Final action:** 6/14/2023

**Title:** To authorize the Director of Finance and Management, on behalf of the Office of Construction Management, to modify and extend the professional architectural/engineering services agreement with Energility, LLC to provide services for Phase 2B of the Energy Assessment Retro-Commissioning Study & Professional Services Project; and to authorize an expenditure up to \$8,500.00 within the Construction Management Capital Improvements Fund. (\$8,500.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 1493-2023 Funding

Date	Ver.	Action By	Action	Result
6/14/2023	1	CITY CLERK	Attest	
6/13/2023	1	MAYOR	Signed	
6/12/2023	1	COUNCIL PRESIDENT	Signed	
6/12/2023	1	Columbus City Council	Approved	Pass
6/5/2023	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** This legislation authorizes the Finance and Management Director to modify and extend an agreement, on behalf of the Office of Construction Management, with Energility, LLC, for services related to Phase 2B of the Energy Assessment Retro-Commissioning Study & Professional Services Project, in an amount up to \$8,500.00.

This is a multi-phased project.

The original contract (PO177659) was established under Ordinance No. 3315-2018 for Phase 1 services which allowed Energility to conduct energy audits to find energy efficiency and retro-commissioning opportunities and develop a retro-commissioning scope.

Modification No. 1 (PO254159) was authorized under Ordinance No. 2729-2020, for Phase 2A Services - technical support during implementation.

Modification No. 2 (PO335910) was authorized under Ordinance No. 1441-2022, for Phase 2B Services - technical support for implementation of lighting, window film, & additional HVAC/controls scope.

Modification No. 3 (current) is needed to increase funds for Phase 2B to continue technical support services. The intended scope is to add Trane Direct Digital building automation controls to the East Central Health building to replace the system that is obsolete and no longer functional.

Scope will also be included for the addition of high performance/low visibility window films to select areas at the Police Training Academy and East Central Health buildings. The window films will allow light but block heat to reduce solar

thermal gain during the cooling season.

Both projects will further improve building energy performance at both sites, and are a part of the Comprehensive Energy Management Program, developed to achieve the goals set by the City of Columbus Climate Action Plan.

Modification No. 3 will also extend the contract through July 19, 2024.

**1.1 Amount of additional funds to be expended: \$8,500.00**

Original Purchase Order Amount:	\$ 89,096.00 (PO177659)
Modification No. 1:	\$ 42,330.00 (PO254159)
Modification No. 2:	\$ 40,000.00 (PO335910)
Modification No. 3 (current):	<u>\$ 8,500.00</u>
Total (Original and Mods):	\$179,926.00

**1.2. Reasons additional services could not be foreseen:** The extent of technical support required could not fully be identified prior to conducting detailed audits and analysis.

**1.3. Reason other procurement processes are not used:** Work under this project has been in process for four years and would be inefficient to initiate a new procurement process.

**1.4. How cost of modification was determined:** A quote provided by Energility was reviewed and deemed acceptable by the City's energy manager.

**2. CONTRACT COMPLIANCE INFO:** DAX No. 28992, expires 4/23/24, Majority

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Energility, LLC.

**3. MINORITY PARTICIPATION:** Energility, LLC did not propose any minority designated subcontractors at this time.

**4. FISCAL IMPACT:** There are sufficient funds and budgetary authority within the Construction Management Capital Improvements Fund - Fund No. 7733 for this expenditure.

To authorize the Director of Finance and Management, on behalf of the Office of Construction Management, to modify and extend the professional architectural/engineering services agreement with Energility, LLC to provide services for Phase 2B of the Energy Assessment Retro-Commissioning Study & Professional Services Project; and to authorize an expenditure up to \$8,500.00 within the Construction Management Capital Improvements Fund. (\$8,500.00)

**WHEREAS,** the Department of Finance and Management, on behalf of the Office of Construction Management, entered into a professional architecture/engineering services agreement, with Energility, LLC for the Energy Assessment Retro-Commissioning Study & Professional Services Project, established under contract number PO177659, authorized by Ordinance No. 3315-2018, and approved by City Council on December 13, 2018; and

**WHEREAS,** Modification No. 1 for Phase 2A services was established under contract number PO254159, authorized by Ordinance No. 2729-2020, and approved by City Council on December 7, 2020; and

**WHEREAS,** Modification No. 2 for Phase 2B services was established under contract number PO335910, authorized under Ordinance No. 1441-2022, and approved by City Council on June 13, 2022; and

**WHEREAS**, Modification No. 3 (current) is needed to provide additional funding for Phase 2B to provide consultation related to automation controls at the East Central Health building and window films at the Police Training Academy and East Central Health buildings; and

**WHEREAS**, Modification No. 3 will also extend the agreement through July 19, 2024; and

**WHEREAS**, it is necessary to authorize an expenditure of funds within the Construction Management Capital Improvements Fund - Fund No. 7733; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Finance and Management, Office of Construction Management, to authorize the Director of Finance and Management to modify and extend the professional architectural/engineering services agreement with Energility, LLC to provide services for Phase 2B of the Energy Assessment Retro-Commissioning Study & Professional Services Project; for the preservation of the public safety, peace, property and safety; **NOW, THEREFORE**,

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

**SECTION 1.** That the Director of Finance and Management is hereby authorized to modify and extend the professional architectural/engineering services agreement, on behalf of the Office of Construction Management, with Energility, LLC, to provide services for Phase 2B of the Energy Assessment Retro-Commissioning Study & Professional Services Project, in an amount up to \$8,500.00.

**SECTION 2.** That an expenditure of \$8,500.00, or so much thereof as may be needed, is hereby authorized in the Construction Management Capital Improvements Fund - Fund No. 7733, per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 4.** 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 5.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 6.** 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 7.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.