



Legislation Details (With Text)

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Type: Ordinance **Status:** Passed

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On agenda: 4/20/2015 **Final action:** 4/22/2015

Title: To authorize the Director of Public Utilities to execute a planned contract modification for professional services with Smoot Construction of Ohio for Professional Construction Management Services for Small Capital Projects and expend up to \$250,000.00 from the Sanitary Sewer General Obligation Bond Fund. (\$250,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Ord 0677-2015 DOSD Sub Work Identification Form, 2. Ord 0677-2015 Director's Legislation Information Sheet final

Date	Ver.	Action By	Action	Result
4/22/2015	1	CITY CLERK	Attest	
4/21/2015	1	ACTING MAYOR	Signed	
4/20/2015	1	COUNCIL PRESIDENT	Signed	
4/20/2015	1	Columbus City Council	Approved	Pass
3/30/2015	1	Columbus City Council	Read for the First Time	

1. Background: This legislation authorizes the Director of Public Utilities to modify (Mod #1) the professional services agreement with Smoot Construction of Ohio for the Professional Construction Management Services for Small Capital Projects (PCMS). The contract provides construction administration and management services including, construction inspection, construction and startup coordination, reporting, budgeting, scheduling, document tracking, and related tasks associated with a multi-project program for DOSD construction contracts.

In addition this contract includes an effective Outreach Program to Disadvantaged and Under-Utilized Businesses to increase the opportunities for and participation of such businesses in the procurement of goods and services related to construction projects. This legislation is associated with the professional services agreement for CIP: 650262-101000 DOSD, Professional Construction Management Services for Small Projects.

The actual construction and commissioning of upgrades in various several facilities will generally be accomplished by others.

1.1 Amount of additional funds to be expended: \$250,000.00

Original Contract	\$ 700,000.00
Modification No. 1 (Current)	<u>\$ 250,000.00</u>
Current Total	\$ 950,000.00

1.2 Reasons additional goods/services could not be foreseen:

The Contract Modification No. 1 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.

1.3 **Reason other procurement processes are not used:**

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

1.4 **How cost of modification was determined:**

The cost of this modification was determined by the Division of Sewerage and Drainage, based upon current estimated needs. The cost of this contract modification is consistent with the direct labor and overhead rates established within the original proposal.

2. **Timeline:** This is a two year contract commencing in 2014 and ending with the close-out of the final project added in the final contract modification of 2015. This contract modification is for 2015 services for DOSD only. The DOW may issue separate contract modification for 2015 services. The duration of the contract may extend into subsequent years based on the complexity and progress of the assigned work. The professional services are funded by incremental appropriation, through the use of annual modifications. Adjustments to fees and scope to this contract will be made by contract modifications based on annual (or semiannual) proposals as requested by the City.

3. **Contract Compliance No.:** 31-1224826 | MBE | Expires 04/29/2016

4. This company is not debarred according to the Federal excluded parties listing or prohibited from being awarded a contract according to the Auditor of State unresolved findings for recovery certified search database.

5. **Emergency Designation:** Emergency designation **is not** requested at this time.

6. **ECONOMICAL IMPACT:** The performance of these professional contract management services for the subject construction contracts will help to prevent or reduce the number of construction claims, and minimize unavoidable claims. No community outreach or environmental factors are considered for this project.

7. **FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to expend up to \$250,000.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664.

To authorize the Director of Public Utilities to execute a planned contract modification for professional services with Smoot Construction of Ohio for Professional Construction Management Services for Small Capital Projects and expend up to \$250,000.00 from the Sanitary Sewer General Obligation Bond Fund. (\$250,000.00)

WHEREAS, Contract No. EL016096 was authorized by Ordinance 1198-2014, as passed by Columbus City Council on July 14, 2014 for purposes of authorizing the Director of Public Utilities to enter into a contract for professional engineering services with Smoot Construction of Ohio for the Professional Construction Management Services for Small Capital Projects (PCMS); and

WHEREAS, it is necessary to modify (Mod #1) the subject contract in order to provide funding for additional professional services now required for this project; and

WHEREAS, it is necessary to authorize the expenditure of up to \$250,000.00 of funds from the Sanitary Sewer General Obligation Bond Fund for purposes of providing sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary for this Council to authorize the Director of Public Utilities to modify (Mod #1) the professional services agreement with Smoot Construction of Ohio for the Professional Construction Management

Services for Small Capital Projects (PCMS), pursuant to the proper management and timely completion of this project and; **Now, Therefore,**

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

SECTION 1. That the Director of Public Utilities be, and hereby is, authorized to modify (Mod #1) Contract No. EL016096 with Smoot Construction of Ohio, 1907 Leonard Avenue, Columbus, Ohio 43219 for the Professional Construction Management Services for Small Capital Projects (PCMS), in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

SECTION 2. That the Director of Public Utilities be and hereby is authorized to expend up to \$250,000.00 from the Sanitary Sewer General Obligation Bond Fund, Fund 664 for the Professional Construction Management Services for Small Capital Projects (PCMS) | Fund 664 | Div. 60-05 | Proj. 650262-101000 | 664262 | Obj. Lvl Three 6676.

SECTION 3. That the said firm, Smoot Construction of Ohio, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

SECTION 4. That the City Auditor is hereby authorized 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 are no longer required for said project; except that no transfer shall be made from a project 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.