



## Legislation Details (With Text)

**File #:** 1591-2017      **Version:** 1

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

**File created:** 6/8/2017      **In control:** Public Utilities Committee

**On agenda:** 7/17/2017      **Final action:** 7/20/2017

**Title:** To authorize the Director of Public Utilities to modify and increase the General Engineering Consultant Services #2 Agreement with Burgess & Niple, Inc., for the Division of Sewerage and Drainage; to authorize a transfer and expenditure up to \$500,000.00 within the Sewer General Obligations Bond Fund; and to amend the 2017 Capital Improvements Budget. (\$500,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 1591-2017 Information, 2. ORD 1591-2017 SWIF, 3. ORD 1591-2017 Funding

Date	Ver.	Action By	Action	Result
7/20/2017	1	CITY CLERK	Attest	
7/20/2017	1	MAYOR	Signed	
7/17/2017	1	COUNCIL PRESIDENT	Signed	
7/17/2017	1	Columbus City Council	Approved	Pass
7/10/2017	1	Columbus City Council	Read for the First Time	

**1.0 BACKGROUND:** This Ordinance authorizes the Director of Public Utilities to modify and increase the General Engineering Consultant Services #2 Agreement, with Burgess & Niple, Inc., for the Division of Sewerage and Drainage.

The purpose of the agreement is to provide technical and engineering assistance to the Department of Public Utilities (DPU). Services under the agreement may include: investigations; inspections; evaluations; surveying; preparation of drawings and specifications; review of shop drawings, manuals, and Standard Operating Procedures; and so forth. See Item No. 5 on the attached Information form for additional details.

The original professional services agreement was bid out and planned for a total of 3 annual contract modifications. Modification No. 1 under Ordinance No. 2063-2016, passed September 19, 2016 provided funding for the 2<sup>nd</sup> year of the 4 year agreement.

This Modification (No. 2) will continue to provide services through the 3<sup>rd</sup> year of the agreement.

There is no single planning area associated with this project because the project serves multiple planning areas.

**1.1 Amount of additional funds to be expended: \$500,000.00**

Original Contract Amount:	\$ 520,000.00 (EL017462)
Modification No. 1	\$ 500,000.00 (PO032505)
Modification No. 2 (current):	<u>\$ 500,000.00</u>
Total (Orig. + Mods 1 - 2)	\$1,520,000.00
Modification No. 3 (future)	<u>\$ 500,000.00</u>
	<u>\$2,020,000.00</u>

**1.2. Reasons additional goods/services could not be foreseen:**

This is a planned contract modification identified in the original contracting legislation, Ordinance No. 1588-2015, as well as the first contract modification Ordinance No. 2063-2016.

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

The original professional services agreement was bid out and planned for a total of 3 annual contract modifications. This is the second modification.

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

The cost of the modification was determined in the original contract and apportioned annually.

**2.0 ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** The purpose of this project is to provide engineering and technical services for CIP's and FEM's at DPU facilities that will help maintain peak operational performance. If not performed, the required work could become extensively larger and more expensive. No community outreach is considered for this project.

**3.0 CONTRACT COMPLIANCE INFO:** 31-0885550, expires 2/4/18, Majority; DAX Vendor No. 004425.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Burgess & Niple, Inc.

**4.0 FUTURE CONTRACT MODIFICATION(S):** This is a 4-year agreement. The third and final modification is expected to be legislated July 2018.

**5.0 FISCAL IMPACT:** A transfer of funds within the Sewer G.O. Bonds Fund is necessary as well as an amendment to the 2017 Capital Improvements Budget.

To authorize the Director of Public Utilities to modify and increase the General Engineering Consultant Services #2 Agreement with Burgess & Niple, Inc., for the Division of Sewerage and Drainage; to authorize a transfer and expenditure up to \$500,000.00 within the Sewer General Obligations Bond Fund; and to amend the 2017 Capital Improvements Budget. (\$500,000.00)

**WHEREAS**, Contract No. EL017462 was authorized by Ordinance No. 1588-2015, passed July 20, 2015, was executed on August 27, 2015, and approved by the City Attorney on September 2, 2015, for the General Engineering Consultant Services #2 project; and

**WHEREAS**, Modification No. 1, identified as contract number, PO032505, was authorized by Ordinance No. 2063-2016, passed September 9, 2016, was executed October 20, 2016, and signed by the City Attorney on November 1, 2016; and

**WHEREAS**, Modification No. 2 (current) is needed to continue General Engineering Consultant Services; and

**WHEREAS**, the agreement will be modified a third and final time to complete the terms of the 4-year agreement; and

**WHEREAS**, it is necessary to authorize a transfer and expenditure of funds within the Sewer G.O. Bonds Fund; and

**WHEREAS**, it is necessary to authorize an amendment to the 2017 Capital Improvements Budget for purposes of

providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, to authorize the Director of Public Utilities to modify and increase the General Engineering Consultant Services #2 Agreement, with Burgess & Niple, for the preservation of the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1.** That the Director of Public Utilities is hereby authorized and directed to modify and increase the General Engineering Consultant Services #2 Agreement with Burgess & Niple, Inc. (FID# 31-0885550), in an amount up to \$500,000.00.

**SECTION 2.** That this contract modification is in compliance with Chapter 329 of Columbus City Codes.

**SECTION 3.** That a transfer of \$367,013.14 or so much thereof as may be needed, is hereby authorized within Fund 6109 - Sewer G.O. Bonds Fund, per the account codes in the attachment to this ordinance.

**SECTION 4.** That the 2017 Capital Improvements Budget is hereby amended, in Fund 6109 - Sewer G.O. Bonds Fund, as follows:

**Project ID | Project Name | Current Authority | Revised Authority | Change**

P650261-101000 (carryover)	WWTF PCM	\$578,439	\$211,426	-\$367,013
P650260-102004 (carryover)	JPWWTP ACA/ACB Steam Heat	\$16,520	-\$0	-\$16,520
P650260-102005 (carryover)	JPWWTP Maint. Bldg. Power Feed Exp.	\$101,671	\$0	-\$101,671
P650260-104001 (carryover)	Compost Fac. Pad 2 Concrete Apron	\$14,797	\$1	-\$14,796
P650260-100100 (carryover)	GEC Svcs. #2	\$0	\$500,001	+\$500,000

\*There is already \$132,986.86 cash in Fund 6109, CIP 650260.

**SECTION 5.** That the expenditure of \$500,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6109 - Sewer G.O. Bonds Fund, in Object Class 06, Capital Outlay, per the accounting codes in the attachment to this ordinance.

**SECTION 6.** 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 7.** 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 8.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 9.** 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 10.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.