



Legislation Details (With Text)

File #: 0254-2011 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 2/7/2011 **In control:** Public Utilities Committee
On agenda: 4/4/2011 **Final action:** 4/7/2011

Title: To authorize the Director of Public Utilities to execute a contract modification to the professional engineering services agreement with Stantec Consulting Services, Inc. for the Southerly Wastewater Treatment Plant Support Facilities project; transfer within and expend \$174,000.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664. (\$174,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Stantec Mod #3 LEGISLATION B 020211.pdf, 2. Subcontract WIF 650344-100002 SWWTP Support Facilities.pdf

Date	Ver.	Action By	Action	Result
4/7/2011	1	CITY CLERK	Attest	
4/6/2011	1	MAYOR	Signed	
4/4/2011	1	Columbus City Council	Approved	Pass
4/4/2011	1	COUNCIL PRESIDENT	Signed	
3/14/2011	1	Columbus City Council	Read for the First Time	
3/1/2011	1	CITY ATTORNEY	Reviewed and Approved	
3/1/2011	1	Utilities Drafter	Sent to Clerk's Office for Council	
2/28/2011	1	EBOCO Reviewer	Sent for Approval	
2/28/2011	1	ODI DIRECTOR	Reviewed and Approved	
2/28/2011	1	Utilities Drafter	Sent for Approval	
2/25/2011	1	Utilities Drafter	Sent for Approval	
2/25/2011	1	Auditor Reviewer	Reviewed and Approved	
2/25/2011	1	CITY AUDITOR	Reviewed and Approved	
2/25/2011	1	Utilities Drafter	Sent for Approval	
2/24/2011	1	Finance Reviewer	Reviewed and Approved	
2/24/2011	1	Finance Reviewer	Reviewed and Approved	
2/24/2011	1	FINANCE DIRECTOR	Reviewed and Approved	
2/23/2011	1	Finance Reviewer	Reviewed and Approved	
2/17/2011	1	Utilities Reviewer	Sent for Approval	
2/17/2011	1	UTILITIES DIRECTOR	Reviewed and Approved	
2/17/2011	1	Utilities Drafter	Sent for Approval	
2/16/2011	1	Utilities Reviewer	Reviewed and Approved	

2/15/2011	1	Utilities Drafter	Sent for Approval
2/15/2011	1	Utilities Reviewer	Reviewed and Approved
2/15/2011	1	Utilities Drafter	Sent for Approval
2/14/2011	1	Utilities Reviewer	Reviewed and Approved
2/11/2011	1	Utilities Drafter	Sent for Approval

1. Background: This legislation authorizes the Director of Public Utilities to modify the professional engineering services agreement with Stantec Consulting Services, Inc. (formerly R.D. Zande and Associates, Inc.), for the Southerly Wastewater Treatment Plant Support Facilities project, Project 650344-100002. The Stantec Consulting Services, Inc. modification amount requested under this ordinance is \$174,000.00. The contract total including this modification is \$4,310,044.00.

The proposed contract modification provides funding for additional Services during Construction and Commissioning tasks for Contract S77. The potential need for this work was foreseen as construction progressed and is therefore a continuation of the services originally included within the existing contract's scope of service. It is planned that this contract will be modified to provide needed monies for the next phase as the project proceeds, and as necessary for any anomalies in the work which may become evident later. It is not deemed either feasible or reasonable to suspend work with the entity currently under contract and undertake continuation of these services with another provider. The Division has determined that these services cannot be performed by City personnel at this time, and has planned for the procurement of these services on a routine basis.

1.1. Amount of additional funds to be expended: \$174,000.00

Original Contract	\$ 511,664.00
Modification No. 1	\$ 2,765,117.00
Modification No. 2	\$ 859,263.00
Proposed Modification No. 3	\$ <u>174,000.00</u>
CURRENT PROPOSED TOTAL	\$ 4,310,044.00

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

This Contract Modification No. 3 is a continuation of the services included within the existing contract's scope of service and was anticipated as construction progressed. In a construction project for renovation of existing facilities, changes to contract work are expected and sometimes require a protracted level of services to reconcile a myriad of complex schedule, technical and interface issues. The additional effort required construction-phase engineering, on site, and time critical efforts and commissioning assistance beyond the level of effort originally estimated.

1.3. Reason other procurement processes are not used:

The funding provided by this contract modification is for completion of the existing engineering services during construction for Contract S77. Due to the highly complex and technical nature of this wastewater treatment plant infrastructure, it is not reasonable or cost efficient to undertake a new procurement effort to acquire these services. The lengthy process for initiating a new procurement, and for a new entity to gain understanding of the project, would likely cause an unacceptable project delay and additional cost.

1.4. How cost of modification was determined:

A cost proposal was provided by Stantec Consulting Services, Inc. and reviewed by the Division of Sewerage and Drainage and was deemed acceptable. The cost of this contract modification is consistent with the direct labor, overhead, and profit rates established within the original proposal.

2. **Contract Compliance No.:** 11-2167170 | (MAJ) | (Expires 12/17/2011)

3. **Emergency Designation:** Emergency designation is not requested.

4. FISCAL IMPACT:

This ordinance authorizes the Director of Public Utilities to transfer within and expend \$174,000.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664 for this.

To authorize the Director of Public Utilities to execute a contract modification to the professional engineering services agreement with Stantec Consulting Services, Inc. for the Southerly Wastewater Treatment Plant Support Facilities project; transfer within and expend \$174,000.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664. (\$174,000.00)

WHEREAS, Contract No. EL006145 was authorized by Ordinance No. 1630-2005, as passed by Columbus City Council on February 27, 2006 for purposes of authorizing the Director of Public Utilities to enter into a contract for professional engineering services with R. D. Zande & Associates, Inc., now acquired by Stantec Consulting Services, Inc. and so referred to hereafter, for the Southerly Wastewater Treatment Plant Support Facilities project; and

WHEREAS, Modification #1, Contract No. EL007798 was authorized by Ordinance 0023-2008, as passed by Columbus City Council on February 4, 2008, was executed March 11, 2008, and approved by the City Attorney on March 14, 2008; and

WHEREAS, Modification #2, Contract No. EL009968 was authorized by Ordinance 1322-2009, as passed by Columbus City Council on November 23, 2009, was executed January 8, 2010, and approved by the City Attorney on January 12, 2010; and

WHEREAS, it is necessary to modify the subject contract in order to provide funding for additional construction-phase engineering and commissioning assistance services now needed during construction of Contract S77 of the project construction; and

WHEREAS, it is necessary to authorize the transfer within funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664 in the amount of \$174,000.00 for purposes of providing sufficient funding for the aforementioned project expenditure; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the aforementioned professional engineering services agreement with Stantec Consulting Services, Inc. for the Southerly Wastewater Treatment Plant Support Facilities project, at the earliest practical date for the preservation of the public health, welfare, peace, property, safety, and; **Now, Therefore**,

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

Section 1. That the Director of Public Utilities is hereby authorized to modify contract number EL006145 with Stantec Consulting Services, Inc., 1500 Lake Shore Drive, Columbus, Ohio 43204, for professional engineering services for the Southerly Wastewater Treatment Plant Support Facilities Project, 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 City Auditor is hereby authorized to transfer of \$174,000.00 within the Department of Public Utilities, Division of Sewerage and Drainage, Dept/Div. No. 60-05, Sanitary Sewer General Obligation Bond Fund, Fund 664, Object Level Three 6676, as follows:

From:

Project No. | Project Name | OCA Code | Change
650693-100000 West Side Sanitary Rehab | 664693 | (-\$174,000.00)

To:

Project No. | Project Name | OCA Code | Change
650344-100002 | Southerly Wastewater Treatment Plant Support Facilities | 643442 | (+\$174,000.00)

Section 3. That the Director of Public Utilities is hereby authorized to expend a total of \$174,000.00 from the Sanitary Sewer General Obligation Bond Fund, Fund 664 into the Southerly Wastewater Treatment Plant Support Facilities | Fund 664 | Div. 60-05 | Proj. 650344-100002 | 643442 | Object Level Three 6676.

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 the said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

Section 8. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.