



## Legislation Details (With Text)

**File #:** 1497-2012      **Version:** 1

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

**File created:** 6/27/2012      **In control:** Public Utilities Committee

**On agenda:** 7/16/2012      **Final action:** 7/18/2012

**Title:** To authorize the Director of Public Utilities to modify and increase the construction contract with Kokosing Construction Company, Inc., for the Dublin Road Water Plant Low Service Pump Replacement, Phase I Project; for the Division of Power and Water; to authorize a transfer and expenditure up to \$197,658.55 within the Water Works Enlargement Voted Bonds Fund; to amend the 2012 Capital Improvements Budget; and to declare an emergency. (\$197,658.55)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 1497-2012 Information, 2. ORD 1497-2012 Sub ID

Date	Ver.	Action By	Action	Result
7/18/2012	1	CITY CLERK	Attest	
7/17/2012	1	MAYOR	Signed	
7/16/2012	1	COUNCIL PRESIDENT	Signed	
7/16/2012	1	Columbus City Council	Approved	Pass

**1. BACKGROUND:** This Ordinance authorizes the Director of Public Utilities to modify and increase the construction contract with Kokosing Construction Company, Inc. for the Dublin Road Water Plant (DRWP) Low Service Pump Replacement, Phase I Project, for the Division of Power and Water, Contract No. 1158.

This contract modification (No. 1) will increase the scope of work by furnishing all materials, equipment, and labor necessary to provide a permanent emergency repair to a failing electrical duct bank to ensure the continued capability of the Dublin Road Water Plant to treat water. This additional scope of work will include repairs to the damaged duct bank and installation of new power and control cabling for the settling basin equipment.

**1.1 Amount of additional funds to be expended: \$197,658.55**

Original Contract Amount: \$ 2,623,500.00 (EL011661)  
Modification 1 (current)    \$ 197,658.55  
Total (Orig. + Mod. 1)    \$ 2,821,158.55

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

At the time the original contract legislation was written there were no issues that would indicate that the electrical duct bank conveying the power and control cabling to the settling basin equipment was failing. This is an emergency condition that requires immediate attention.

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

The failing electrical duct bank conveys power and control cabling to the settling basin equipment. Of the 22 conduits in this duct bank, two conduits and cabling, which are for the lights on the settling basins, have sheared cutting off power to these lights. Temporary power cabling has already been installed to feed the sludge rakes and the flocculation drives to ensure the continued capability of the Dublin Road Water Plant to treat water. This contract modification will provide a

permanent emergency repair for the duct bank which feeds the equipment needed to treat water. This is an emergency condition that requires immediate attention. The contractor (Kokosing) for this project and their electrical subcontractor are currently mobilized to the project site. Modifying the contract will allow the repairs to be performed as soon as possible limiting the risk of potential loss of service to significant portions of our water service area.

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

Costs were submitted by the Contractor and reviewed and verified by the Engineering Consulting Team providing construction services for the project.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** This additional scope of work will ensure the continued capability of the Dublin Road Water Plant to treat water and to provide an adequate and safe supply of drinking water which is essential to economic growth and development. At this time no community outreach or input is anticipated and no environmental factors are involved.

**3. CONTRACT COMPLIANCE INFO:** 31-1023518, expires 2/14/14, Majority Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Kokosing Construction Company, Inc.

**4. EMERGENCY DESIGNATION:** It is requested that this Ordinance be handled in an emergency manner in order to allow repairs to be performed as soon as possible limiting the risk of potential loss of service to significant portions of our water service area.

**5. FISCAL IMPACT:** A transfer of funds within the Water Works Enlargement Voted Bonds Fund will be necessary, as well as an amendment to the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to modify and increase the construction contract with Kokosing Construction Company, Inc., for the Dublin Road Water Plant Low Service Pump Replacement, Phase I Project; for the Division of Power and Water; to authorize a transfer and expenditure up to \$197,658.55 within the Water Works Enlargement Voted Bonds Fund; to amend the 2012 Capital Improvements Budget; and to declare an emergency. (\$197,658.55)

**WHEREAS,** Contract No. EL011661 with Kokosing Construction Company, Inc. was authorized by Ordinance No. 0279 -2011, passed March 14, 2011, was executed on May 12, 2011, and approved by the City Attorney on May 17, 2011; and

**WHEREAS,** a modification to the contract is necessary in order to provide emergency repair to a failing electrical duct bank to ensure the continued capability of the Dublin Road Water Plant to treat water; and

**WHEREAS,** it is necessary to authorize the Director of the Department of Public Utilities to execute a modification to the construction contract for the Dublin Road Water Plant (DRWP) Low Service Pump Replacement, Phase I Project; and

**WHEREAS,** it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund, for the Division of Power and Water; and

**WHEREAS,** it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS,** an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Power and Water, in that it is immediately necessary to authorize the Director of Public Utilities to modify and increase the construction contract with Kokosing Construction Company, Inc., for the Dublin Road Water Plant (DRWP) Low Service Pump Replacement, Phase I Project, in an emergency manner in order to allow repairs to be performed as soon as possible limiting the risk of potential loss of service to significant portions of our water service area, for the immediate

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 construction contract with Kokosing Construction Company, Inc. for the Dublin Road Water Plant (DRWP) Low Service Pump Replacement, Phase I Project in the amount of \$197,658.55.

**SECTION 2.** That this agreement modification is in compliance with Section 329.16 of Columbus City Codes, 1959.

**SECTION 3.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

**SECTION 4.** That the City Auditor is hereby authorized to transfer \$197,658.55 within the Department of Public Utilities, Division of Power and Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6623, as follows:

**Fund No. | Project No. | Project Name | OCA Code | Change**

606 | 690428-100001 (carryover) | DRWP Cap. Inc.-DD & Constr. | 664281 | -\$197,658.55  
606 | 690494-100001 (carryover) | DRWP Low Svc. Pump Repl, Ph. I | 664941 | +\$197,658.55

**SECTION 5.** That the 2012 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | Change**

606 | 690428-100001 (carryover) | DRWP Cap. Inc.-DD & Constr. | \$7,448,770 | \$7,251,111 | -\$197,659  
606 | 690494-100001 (carryover) | DRWP Low Svc. Pump Repl, Ph. I | \$0 | \$197,659 | +\$197,659

**SECTION 6.** That the expenditure up to \$197,658.55 is hereby authorized for the Dublin Road Water Plant (DRWP) Low Service Pump Replacement, Phase I Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690494-100001 (carryover), Object Level Three 6623, OCA Code 664941.

**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 agreements or agreement modifications associated with this Ordinance.

**SECTION 10.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.