



Legislation Details (With Text)

File #: 1755-2021 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 6/23/2021 **In control:** Public Utilities Committee

On agenda: 7/12/2021 **Final action:** 7/15/2021

Title: To amend Ordinance 0312-2021 in order to correct the requested funds to \$100,000.00 from \$238,520.26; to authorize the Director of Public Utilities to amend the contract with The Ohio State University, Office of Sponsored Programs, for the NPDES Stormwater and Clintonville Blueprint Monitoring Project for the Division of Sewerage and Drainage, Stormwater and Regulatory Management Section; to authorize the expenditure of \$100,000.00 from the Storm Sewer Operating Fund; and to declare an emergency. (\$100,000.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD 1755-2021 Financial Coding, 2. ORD 1755-2021 Info Form

Date	Ver.	Action By	Action	Result
7/15/2021	1	CITY CLERK	Attest	
7/15/2021	1	CITY CLERK	Attest	
7/13/2021	1	MAYOR	Signed	
7/12/2021	1	COUNCIL PRESIDENT	Signed	
7/12/2021	1	Columbus City Council	Approved	Pass

The purpose of this ordinance is to amend ordinance 0312-2021 in order to correct the requested funds for the continuation of the NPDES Stormwater and Clintonville Blueprint Monitoring Project through December 31, 2022. Total amount for modification No. 5 should be \$100,000.00. Total amount including this modification is \$1,405,713.72.

The purpose of ordinance 0312-2021 was to authorize the Director of Public Utilities to modify, increase and extend the contract with The Ohio State University, Office of Sponsored Programs, for the NPDES Stormwater and Clintonville Blueprint Monitoring Project for the Division of Sewerage and Drainage, Stormwater and Regulatory Management Section, to authorize the expenditure of \$238,520.26 from the Storm Sewer Operating Fund.

The reason that Public Utilities is requesting this amendment is to bring the requested funds into alignment with the actual funds budgeted for 2021. The ordinance 0312-2021, passed March 1, 2021 and signed March 4, 2021, incorrectly requested \$238,520.26 for the Program as laid out in the Ord 0312-2021 Info Form instead of the amount of \$100,000.00 that Stormwater requested for the 2021 budget.

SUPPLIER: Ohio State University, Office of Sponsored Programs (31-6025986), DAX #006163, Expires 2/9/2021. Ohio State University, Office of Sponsored Programs is a Non-Profit Organization and therefore does not hold MBE/FBE status.

FISCAL IMPACT: Auditor’s Certificate #ACPO006294 from Ordinance 0312-2021 will be cancelled and a new one created for the new contract. \$100,000.00 is budgeted and available for this program.

EMERGENCY DESIGNATION: This ordinance is being submitted as an emergency to allow for the establishment of

the amended contract without delay.

To amend Ordinance 0312-2021 in order to correct the requested funds to \$100,000.00 from \$238,520.26; to authorize the Director of Public Utilities to amend the contract with The Ohio State University, Office of Sponsored Programs, for the NPDES Stormwater and Clintonville Blueprint Monitoring Project for the Division of Sewerage and Drainage, Stormwater and Regulatory Management Section; to authorize the expenditure of \$100,000.00 from the Storm Sewer Operating Fund; and to declare an emergency. (\$100,000.00)

WHEREAS, Ordinance 0312-2021 authorized the Director of Public Utilities to modify, increase and extend the contract with The Ohio State University, Office of Sponsored Programs, for the NPDES Stormwater and Clintonville Blueprint Monitoring Project for the Division of Sewerage and Drainage, Stormwater and Regulatory Management Section; and

WHEREAS, after passage of Ordinance 0312-2021, it was realized that the requested amount of \$238,520.26 did not reflect the \$100,000.00 budget for the contract; and

WHEREAS, the expenditure of \$100,000.00 or so much there of is needed for the term of this contract, which will be from the date of execution by the City of Columbus through and including December 31, 2022; and

WHEREAS, the Auditor's Certificate, ACPO006294, will be cancelled and a new one will be created; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the amendment so that the Director may proceed with entering into contract without delay, utilizing the correct budgeted allocation of \$100,000.00; now, therefore

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

SECTION 1. That Ordinance 0312-2021 be and hereby is amended as follows:
(background)

This legislation authorizes the Director of Public Utilities to modify, increase and extend the contract with Ohio State University, Office of Sponsored Programs for the purpose of providing professional engineering services for the NPDES Stormwater and Clintonville Blueprint Monitoring Project for the Division of Sewerage and Drainage, Stormwater and Regulatory Management Section.

The City's Stormwater National Pollutant Discharge Elimination System (NPDES) permit requires the City to monitor discharges from its municipal separate storm sewer system (MS4) during wet weather events. Monitoring and data collection services performed under this project will allow the City to meet its permit obligations. Wet weather monitoring will be performed at Stormwater outfalls to characterize the change in quality and quantity of discharges from outfalls in the Clintonville Blueprint Project Area after the installation of green infrastructure (GI). Simulated storm events will be used to quantify changes on storm water quality and quantity from selected GI practices. Tasks associated with this project include all outfall sampling, laboratory analysis, laboratory data evaluation, report generation, and project management. Additional data collection and analysis will be performed to determine to what extent property values increase or decrease as a result of the installation of GI, to evaluate changes in other selected social and economic indicators, and to evaluate the effect of GI on habitat and bio diversity.

As a non-profit organization, the Ohio State University, Office of Sponsored Programs will ensure continued compliance with the City's Stormwater NPDES permit, to measure the performance of GI installations for the purpose of improving the design and planning of future projects, to measure the economic, social, and environmental impact of a large-scale GI project on the community in which it is installed.

This contract covers a seven-year period from March 3, 2016 through and including March 2, 2023. For each year of the seven year contract, funds for the services shall be reviewed and expenditures shall be approved by Ordinance of City Council, and the appropriation and certification of funds by the City Auditor. The original agreement was for the period of March 3, 2016 through March 2, 2017 in the amount of \$325,000.00. This modification No. 5 is to provide funding necessary for the continuation of the NPDES Stormwater and Clintonville Blueprint Monitoring Project through December 31, 2022. Total amount for this modification No. 5 is ~~\$238,520.26~~ **\$100,000.00**. Total amount including this modification is ~~\$1,544,233.98~~ **\$1,405,713.72**. If unforeseen issues or difficulties are encountered that would require additional funding, a modification would be requested.

SUPPLIER: Ohio State University, Office of Sponsored Programs (31-6025986), DAX #006163,
~~Expires 2/9/2021.~~ **Pending Recertification**
Ohio State University, Office of Sponsored Programs is a Non-Profit Organization and therefore does not hold MBE/FBE status.

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

1. Amount of additional funds: Total amount of additional funds needed for this contract modification No. 5 is ~~\$238,520.26~~ **\$100,000.00**. Total contract amount including this modification is ~~\$1,544,233.98~~ **\$1,405,713.72**.
2. Reasons additional funds were not foreseen: This is a planned modification. The need for additional funds was known at the time of the initial contract. This modification is to provide the funding necessary for the payment of service to be provided through December 31, 2022.
3. Reason other procurement processes were not used: Work under this modification is a continuation of services included in the scope of the original contract. No lower pricing/more attractive terms and conditions are anticipated at this time.
4. How was cost determined: The cost, terms and conditions are in accordance with the original agreement.

FISCAL IMPACT: ~~\$238,520.26~~ **\$100,000.00** is budgeted and available for this program. ~~This ordinance is contingent upon passage of the 2021 Operating Budget (2503-2020).~~
\$223,597.71 was spent in 2020
\$115,422.70 was spent in 2019
\$312,628.88 was spent in 2018

(..Title)

To authorize the Director of Public Utilities to modify, increase and extend the contract with The Ohio State University, Office of Sponsored Programs, for the NPDES Stormwater and Clintonville Blueprint Monitoring Project for the Division of Sewerage and Drainage, Stormwater and Regulatory Management Section, to authorize the expenditure of ~~\$238,520.26~~ **\$100,000.00** from the Storm Sewer Operating Fund. (~~\$238,520.26~~) (**\$100,000.00**)

(..Body)

WHEREAS, the expenditure of ~~\$238,520.26~~ **\$100,000.00** or so much there of is **as may be** needed for the term of this contract, which will be from the date of execution by the City of Columbus through and including March 31, 2022, and

WHEREAS, the Department of Public Utilities, Division of Sewerage and Drainage, Stormwater and Regulatory Management Section wishes to modify, increase and extend PO002813 with Ohio State

University, Office of Sponsored Programs for the NPDES Stormwater and Clintonville Blueprint Monitoring Project to provide the additional funding necessary for the fifth year of the contract, through and including December 31, 2022, and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, Stormwater and Regulatory Management Section, to authorize the Director of Public Utilities to modify, increase and extend the existing agreement with Ohio State University, Office of Sponsored Programs for the NPDES Stormwater and Clintonville Blueprint Monitoring Project; now, therefore

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to modify, increase and extend contract No. PO002813 with Ohio State University, Office of Sponsored Programs, 1960 Kenny Road, Columbus, OH 43210-1016, for the NPDES Stormwater and Clintonville Blueprint Monitoring Project for the Department of Public Utilities, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage, Stormwater and Regulatory Management Section. Total amount of modification No. 5 is ~~\$238,520.26~~ **\$100,000.00**. Total contract amount including this modification is ~~\$1,544,233.98~~ **\$1,405,713.72**.

SECTION 2. That the expenditure of ~~\$238,520.26~~ **\$100,000.00** or so much thereof as may be needed, is hereby authorized in Fund 6200 Storm Sewer Operating Fund in object class 03 Services 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 this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

SECTION 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby 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.