



## Legislation Details (With Text)

**File #:** 0933-2022      **Version:** 1

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

**File created:** 3/23/2022      **In control:** Public Utilities Committee

**On agenda:** 5/2/2022      **Final action:** 5/5/2022

**Title:** To authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with Ribway Engineering Group, Inc. for the Dublin Road Water Plant Miscellaneous Improvements - Basin Clarifier Rehabilitation Project; for the Division of Water; to authorize a transfer, appropriation, and expenditure up to \$2,300,000.00 within the Water PayGo Fund; and to authorize an amendment to the 2021 Capital Improvements Budget. (\$2,300,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 0933-2022 Information, 2. ORD 0933-2022 Utilization, 3. ORD 0933-2022 map, 4. ORD 0933-2022 Funding

Date	Ver.	Action By	Action	Result
5/5/2022	1	CITY CLERK	Attest	
5/4/2022	1	MAYOR	Signed	
5/2/2022	1	COUNCIL PRESIDENT	Signed	
5/2/2022	1	Columbus City Council	Approved	Pass
4/18/2022	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** This Ordinance authorizes the Director of Public Utilities to modify and increase the professional engineering services agreement with Ribway Engineering Group, Inc. for the Dublin Road Water Plant Miscellaneous Improvements - Basin Clarifier Rehabilitation Project, Capital Improvements Project No. 690278-100005, Division of Water Contract No. 2199.

The project includes field inspection / condition assessment and design for clarifier improvements for basins 1, 2, and 3. Improvements in each basin will include the replacement of four clarifier drive mechanisms, replacement of corner sweep mechanisms, rehab of clarifier rake arms, and replacement of misc. piping, supports, electrical equipment/conduits, and other clarifier appurtenances. Additionally, flocculation basin 1, 2, 3 and 4 drive mechanisms and associated electrical conduits will be replaced.

Work performed to date includes field inspection/condition assessment, preliminary design services, detailed design services, and engineering services during construction. Detailed design services also included preparation of construction contract documents for the improvements recommended in the Preliminary Design Report (PDR).

\*Funding under this ordinance was changed from a Renewal to a Modification due to clarification from the City Attorney's Office.

This contract modification (No. 3) will provide Final Engineering Services During Construction.

The DRWP serves multiple planning areas so the planning area is "99 - Citywide".

**1.1 Amount of additional funds to be expended: \$2,300,000.00**

Original Agreement Amount:	\$ 556,700.00	(PO107378)
Renewal #1:	\$1,450,018.00	(PO188716)
Renewal #2:	\$1,400,000.00	(PO256262)
Modification #3 (current):	<u>\$2,300,000.00</u>	
Total (Orig. + Rens/Mod.)	\$5,706,718.00	

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

This contract modification was anticipated and explained in the original contract and provided funding for Final Engineering Services During Construction.

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

The current consultant is familiar with the project and has completed all the engineering work to date. Bidding the work to another consultant will delay the project and will result in higher costs due to bringing the new consultant up to speed on the project and put the City at risk of not meeting water treatment goals due to aging infrastructure, equipment, and appurtenances.

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

The Consultant prepared an estimate based on the scope of work for the remainder of services during construction. City Project Manager and associated staff reviewed and approved these cost summaries.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** This project will address the current risks associated with the aging assets in the water treatment basins including the clarification drive mechanisms and the flocculation drive mechanisms. These assets are critical to the successful treatment of the drinking water at the DRWP. All work will be conducted within the secure area of the water plant that is not accessible to the public, so no public meetings are anticipated.

**3. CONTRACT COMPLIANCE INFO:** 31-1406579, expires 10/31/24, MAJ, DAX No. 5279.

Searches in the Excluded Party List System (Federal) produced no findings against Ribway Engineering Group, Inc.

The Findings for Recovery list (State) produced 1 finding against Ribway Engineering Group, Inc. on a project for the Metropolitan Sewer District of Greater Cincinnati in the amount of \$91,706.00 on September 14, 2018.

**4. FUTURE RENEWAL/MODIFICATION(S):** This will be the last request for funding against this agreement.

**5. FISCAL IMPACT:** A transfer of funds within the Water PayGo Fund - Fund No. 6016 will be necessary as well as an amendment to the 2021 Capital Improvements Budget.

To authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with Ribway Engineering Group, Inc. for the Dublin Road Water Plant Miscellaneous Improvements - Basin Clarifier Rehabilitation Project; for the Division of Water; to authorize a transfer, appropriation, and expenditure up to \$2,300,000.00 within the Water PayGo Fund; and to authorize an amendment to the 2021 Capital Improvements Budget. (\$2,300,000.00)

**WHEREAS,** Contract No. PO107378 was authorized by Ordinance No. 0195-2018, passed February 12, 2018, was executed on March 14, 2018, and approved by the City Attorney on March 14, 2018, for the Dublin Road Water Plant Misc. Improvements - Basin Clarifier Rehab. Project; and

**WHEREAS**, Contract Renewal No. 1 under PO188716, was authorized by Ordinance No. 1749-2019, passed July 22, 2019, was executed on August 22, 2019, and approved by the City Attorney on August 29, 2019 for the Dublin Road Water Plant Misc. Improvements - Basin Clarifier Rehab. Project; and

**WHEREAS**, Contract Renewal No. 2 under PO256262, was authorized by Ordinance No. 2688-2020, passed December 14, 2020, was executed on January 13, 2021, and approved by the City Attorney on January 19, 2021 for the Dublin Road Water Plant Misc. Improvements - Basin Clarifier Rehab. Project; and

\*Funding under this ordinance was changed from a Renewal to a Modification due to clarification from the City Attorney's Office.

**WHEREAS**, Contract Modification No. 3 (current) is needed to provide Final Engineering Services During Construction for the Dublin Road Water Plant Misc. Improvements - Basin Clarifier Rehab. Project; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to modify and increase the professional engineering services agreement with Ribway Engineering Group, Inc. for the Dublin Road Water Plant Misc. Improvements - Basin Clarifier Rehab. Project; and

**WHEREAS**, it is necessary to authorize a transfer, appropriation, and expenditure of funds within the Water PayGo Fund - Fund No. 6016, for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2021 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 Water, to authorize the Director of Public Utilities to modify and increase the professional engineering services agreement with Ribway Engineering Group, Inc., for the Dublin Road Water Plant Misc. Improvements - Basin Clarifier Rehab. Project, 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 professional engineering services agreement with Ribway Engineering Group, Inc., FID #31-1406579, 300 East Broad Street, Suite 500, Columbus, OH 43215; for the Dublin Road Water Plant Misc. Improvements - Basin Clarifier Rehab. Project, in an amount up to \$2,300,000.00.

**SECTION 2.** That this Modification is in compliance with Chapter 329 of Columbus City Codes. This is the last request for funding against this agreement.

**SECTION 3.** That the transfer of \$2,300,000.00 or so much thereof as may be needed, is hereby authorized between projects within Fund 6016 - Water PayGo Fund, per the account codes in the attachment to this ordinance.

**SECTION 4.** That the 2021 Capital Improvements Budget is hereby amended, in Fund 6016 - Water PayGo Fund, per the account codes in the attachment to this ordinance.

**SECTION 5.** That the appropriation and expenditure of \$2,300,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6016 - Water PayGo Fund, in Object Class 06 - Capital Outlay, for construction, 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.