



Legislation Details (With Text)

File #: 0108-2005 **Version:** 1
Type: Ordinance **Status:** Passed
File created: 1/12/2005 **In control:** Utilities Committee
On agenda: 2/28/2005 **Final action:** 3/2/2005

Title: To authorize the Director of Public Utilities to modify the construction administration and inspection services agreement with DLZ Ohio, Inc. in the amount of \$1,091,620.73, to authorize the appropriation and transfer of \$157,193.35 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; the appropriation of \$397,956.21 in loan proceeds from the Ohio Water Pollution Control Loan Fund; the transfer of \$49,238.44 from within the 1991 Voted Sanitary Bond Fund; to authorize the expenditure of \$1,042,382.29 from the Ohio Water Pollution Control Loan Fund; and the expenditure of \$49,238.44 from the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,091,620.73)

Sponsors:

Indexes:

Code sections:

Attachments: 1. ORD0108-2005CIBAMEND.pdf, 2. ORD0108-INSPMODSUMMARY.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|-----------------------|--------|
| 3/2/2005 | 1 | MAYOR | Signed | |
| 3/2/2005 | 1 | CITY CLERK | Attest | |
| 2/28/2005 | 1 | Columbus City Council | Approved | Pass |
| 2/28/2005 | 1 | COUNCIL PRESIDENT | Signed | |
| 2/15/2005 | 1 | Utilities Drafter | Sent for Approval | |
| 2/15/2005 | 1 | CITY ATTORNEY | Reviewed and Approved | |
| 2/15/2005 | 1 | Utilities Drafter | Sent for Approval | |
| 2/14/2005 | 1 | Utilities Drafter | Sent for Approval | |
| 2/14/2005 | 1 | Auditor Reviewer | Contingent Within | |
| 2/14/2005 | 1 | CITY AUDITOR | Reviewed and Approved | |
| 2/10/2005 | 1 | ODI DIRECTOR | Reviewed and Approved | |
| 2/8/2005 | 1 | CITY AUDITOR | Reviewed and Approved | |
| 2/8/2005 | 1 | Utilities Drafter | Sent for Approval | |
| 2/8/2005 | 1 | EBOCO Reviewer | Reviewed and Approved | |
| 2/7/2005 | 1 | Auditor Reviewer | Contingent Within | |
| 2/3/2005 | 1 | Utilities Drafter | Sent for Approval | |
| 2/2/2005 | 1 | Finance Reviewer | Reviewed and Approved | |
| 2/2/2005 | 1 | FINANCE DIRECTOR | Reviewed and Approved | |
| 1/31/2005 | 1 | Utilities Reviewer | Reviewed and Approved | |

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|-----------|---|--------------------|-----------------------|
| 1/31/2005 | 1 | UTILITIES DIRECTOR | Reviewed and Approved |
| 1/31/2005 | 1 | Utilities Drafter | Sent for Approval |
| 1/26/2005 | 1 | Utilities Drafter | Sent for Approval |

1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to execute a contract modification to the Sewer System Engineering Section's Construction Administration and Inspection Services Agreement with DLZ Ohio, Inc. This modification will increase the funding of the contract services by an additional \$1,163,680.25 for construction administration services for 14 sanitary sewer system projects that are currently being awarded or will be shortly. These projects typically involve the replacement and or rehabilitation of sanitary and combined sewer infrastructure. This is one of two construction administration and inspection services contracts that will be modified to fund services for 2005 construction projects administered by the Sewer System Engineering Section. The other firm is R.D. Zande & Associates, Inc.

2. CONTRACT MODIFICATION INFORMATION:

This contract was originally procured to provide services for the fiscal years of 2002-2004. However, due to delays in funding these projects, the Division was unable to execute this additional award until FY 2005. The Division anticipates undertaking a new procurement in early 2005 for the replacement of these contract services. The contract total including this modification is \$1,940,680.25. The Division has determined that it is appropriate to augment city personnel by utilizing these contracted services on a routine basis. The cost of these services is consistent with those provided for under the existing agreement.

3. FISCAL IMPACT:

The majority of the projects funded within this modification will be funded utilizing the receipts of loan proceeds from the financial assistance received from the Ohio Water Pollution Control Loan Fund (WPCLF). Two of the projects will be funded with residual proceeds from within the 1991 Voted Sanitary Bond Fund as these projects were not recommended for WPCLF funding.

4. EMERGENCY LEGISLATION:

The Division of Sewerage and Drainage is requesting Council to pass this ordinance as an emergency measure which is required to allow for the continuation of these services that are required to address emergency sanitary and combined sewer rehabilitation projects.

To authorize the Director of Public Utilities to modify the construction administration and inspection services agreement with DLZ Ohio, Inc. in the amount of \$1,091,620.73, to authorize the appropriation and transfer of \$157,193.35 from the Sewer System Reserve Fund to the Ohio Water Pollution Control Loan Fund; the appropriation of \$397,956.21 in loan proceeds from the Ohio Water Pollution Control Loan Fund; the transfer of \$49,238.44 from within the 1991 Voted Sanitary Bond Fund; to authorize the expenditure of \$1,042,382.29 from the Ohio Water Pollution Control Loan Fund; and the expenditure of \$49,238.44 from the 1991 Voted Sanitary Bond Fund; for the Division of Sewerage and Drainage; and to declare an emergency. (\$1,091,620.73)

WHEREAS, the Sewer System Engineering Section of the Division of Sewerage and Drainage have determined it to be in the best interest of the City to establish contracts with qualified central Ohio firms for purposes of providing additional construction administration and inspection services that are required to effectively replace, rehabilitation or expand existing sanitary and combined sewer infrastructure under both emergency and expedited circumstances; and

WHEREAS, City Auditor Contract No. EL002713 was authorized by Ordinance No. 1225-02, as passed by City Council on July 22, 2002, and approved by the City Attorney on December 7, 2004 for purposes of establishing a Construction Administration and Inspection Services Agreement with DLZ Ohio, Inc.; and

WHEREAS, City Auditor Contract No. EL0003511, that established funding within Modification No. 1, as authorized by Ordinance No. 11110-05, as passed by City Council on September 22, 2004, and approved by the City Attorney on September 25, 2004, for purposes of funding sanitary sewer system capital improvements project administration and inspection service needs for project commencing during the last quarter of fiscal year 2004; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities in that it is immediately necessary to authorize the Director of Public Utilities to execute a contract modification with DLZ Ohio, Inc., in order allow for the continued provision of construction administration and inspection services that are required to address emergency rehabilitation and/or replacement sanitary and combined sewer projects; and to authorize the transfer and expenditure of funds; as is needed to fund this contract; for the immediate preservation of the public health, peace, property and safety; now, therefore,

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

Section 1. That the proceeds from the Ohio Water Development Authority Loan No. CS392390-01, for the projects listed within the preamble hereto; and funds from the unappropriated monies in Fund 666, the amount of \$397,956.21 for the cost of construction administration and inspection services, is hereby appropriated to the Division of Sewerage and Drainage, Division 60-05| Fund No. 666| Object Level Three 6630 within the following projects:

Proj. 650663| Webster Park/Milton Area San. Imp| OCA Code 666663| \$80,407.85
Proj. 650664| Foster/Acton Area San. Imp.| OCA Code 666664| \$162,404.85
Proj. 650677| Royal Forest/Beechmont Area San. Imp.| OCA Code 666677| \$80,894.56
Proj. 650678| Arden/Foster Area San. Imp.| OCA Code 666678| \$74,248.95

Section 2. That from the unappropriated monies in the Sewerage System Reserve Fund 654, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2005, the sum of \$157,193.35 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-05, Object Level One 10, Object Level Three 5502, OCA Code 901553.

Section 3. That the City Auditor is hereby authorized and directed to transfer \$157,193.35 from the Sewerage System Reserve Fund to the Ohio Water Pollution Control Loan Fund No. 666, into the appropriate project accounts as specified within Section 3 herein, at such time as deemed necessary by him, and to expend said funds, or so much thereof as may be necessary.

Section 4. That \$157,193.35 is hereby appropriated for the following project accounts as follows within the Ohio Water Pollution Control Loan Fund No. 666| Division 60-05| Object Level Three No. 6676:
Proj. No.: 650667| Rustic Bridge Area San. Improve.| OCA Code 666667| \$99,084.55.
Proj. No.: 650669| Leland/Milton Area San. Improve.| OCA Code 666669| \$58,108.80.

Section 5. That upon obtaining other funds for the purpose of funding sanitary sewer system capital improvement work, the City Auditor is hereby authorized to repay the Sewerage System Reserve Fund the amount transferred under Section 2., above, and said funds are hereby deemed appropriated for such purpose.

Section 6. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modifications associated with the expenditure of the funds transferred under Section 2., above.

Section 7. That the City Auditor is hereby authorized and directed to transfer \$49,238.44 from within the 1991 Voted Sanitary Bond Fund No. 664, for the Division of Sewerage and Drainage, for purposes of funding services associated with the Sanitary System Rehabilitation Small Diameter Sewer Project and the Cozzins St. Regulator Abandonement Project as follows:

FROM:
650032-Upper Scioto Area East Branch| \$49,238.44

TO:
650404-Sanitary System Rehabilitation| \$49,238.44

Section 8. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account 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 so made from a project account funded by monies from more than one source.

Section 9. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. EL002713 with DLZ Ohio, Inc., 6121 Huntley Road, Columbus, Ohio 43229-1003, in order to provide additional general engineering services to the Sewer System Engineering Section of the Division of Sewerage and Drainage, 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 10. That for the purpose of paying the cost of the aforementioned professional engineering contract modification, the expenditure of \$1,091,620.73, is hereby is authorized within Division 60-05, as follows:
Fund 664| Proj. 650404| San. Sys. Rehab.| OCA: 655266| OL 3: 6676| \$49,238.44
Fund 666| Proj. 650600| Franklin-Main. Int. | OCA 656600| OL 3: 6676| \$130,563.70
Fund 666| Proj. 650648|Atwood Terrace/Akola| OCA 666648| OL 3: 6676| \$109,286.35
Fund 666| Proj. 650649|Atwood Terrace/Weber| OCA666649| OL 3: 6676| \$146,568.85

Fund 666| Proj. 650654|Loretta Ave. San. Relief| OCA 666654| OL 3: 6676| \$43,434.84
Fund 666| Proj. 650655|Genessee Ave. San. Relief| OCA 666655| OL 3: 6676| \$57,378.99
Fund 666| Proj. 650663|Webster Park/Milton San.| OCA 666663| OL 3: 6676| \$80,407.85
Fund 666| Proj. 650664|Foster/Acton Area San.| OCA 666664| OL 3: 6676| \$162,404.85
Fund 666| Proj. 650667|Rustic Bridge Area San.| OCA 666667| OL 3: 6676| \$99,084.55
Fund 666| Proj. 650669|Leland/Milton Area San.| OCA 666669| OL 3: 6676| \$58,108.80
Fund 666| Proj. 650677|Royal Forest/Beechmont| OCA 666677| OL 3: 6676| \$80,894.56
Fund 666| Proj. 650678|Arden/Foster Area San.| OCA 666678| OL 3: 6676| \$74,248.95

Section 11. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, in order to provide sufficient budget authority for the following sanitary sewer system capital improvement projects:

CURRENT:

Project 650404-San.Sys. Rehab.-Cozzins St.Reg. - \$0.00
Project 650664-Foster/Acton Area San. Imp - \$1,012,000.00 (WPCLF)
Project 650667-Rustic Bridge Area San. Imp - \$0.00
Project 650669-Leland/Milton Area San. Imp - \$0.00
Project 650678-Arden/Foster Area San. Imp. - \$0.00
Project 650680-Piedmont/High San. Imp. - \$112,140.00 (Voted 1991 Bond Fund)

AMENDED TO:

Project 650404-San.Sys. Rehab.-Cozzins St.Reg. - \$100,307.44 (Voted 1991 Bond Fund)
Project 650664-Foster/Acton Area San. Imp - \$997,818.25 (WPCLF)
Project 650667-Rustic Bridge Area San. Imp - \$663,677.60 (WPCLF)
Project 650669-Leland/Milton Area San. Imp - \$383,178.80 (WPCLF)
Project 650678-Arden/Foster Area San. Imp. - \$375,058.20 (WPCLF)
Project 650680-Piedmont/High San. Imp. - \$11,832.56 (Voted 1991 Bond Fund)

Section 12. 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.