



## Legislation Details (With Text)

**File #:** 1568-2013      **Version:** 1

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

**File created:** 6/18/2013      **In control:** Public Utilities Committee

**On agenda:** 7/22/2013      **Final action:** 7/25/2013

**Title:** To authorize the Director of Public Utilities to enter into a planned contract modification with Black and Veatch for professional construction management services for the OSIS Augmentation and Relief Sewer (OARS), Phase I and II Project for the Division of Sewerage and Drainage; to transfer within and expend up to \$7,626,798.97 from the Sanitary Sewer General Obligation Fund, to transfer within and expend up to \$1,216,574.03 from the Sanitary Sewer Revenue Bond Fund for a total expenditure of up to \$8,843,373.00, and to amend the 2013 Capital Improvements Budget; and to amend the 2013 Capital Improvements Budget. (\$8,843,373.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 1568-2013 OARS CA Director's Legislation Information Sheet Mod 3, 2. Ord 1568-2013 650704 12 Sub-Contractor Work Identification Form (2).pdf, 3. Ord 1568-2013 OARS Transfer Sheet 070513

Date	Ver.	Action By	Action	Result
7/25/2013	1	ACTING CITY CLERK	Attest	
7/24/2013	1	ACTING MAYOR	Signed	
7/22/2013	1	COUNCIL PRESIDENT	Signed	
7/22/2013	1	Columbus City Council	Read for the First Time	
7/22/2013	1	Columbus City Council	Waive the 2nd Reading	Pass
7/22/2013	1	Columbus City Council	Approved	Pass

1. **Need.** This legislation authorizes the Director of Public Utilities to execute a planned contract modification (Mod 3 of 5) for professional construction management services with Black and Veatch Corporation for the OSIS Augmentation and Relief Sewer (OARS), Phase I and II project. The proposed contract modification will provide construction administration and management services including construction inspection, construction and startup coordination, reporting, budgeting, scheduling, document tracking, and other related tasks to ensure the City receives a quality product in conformance with Contract Documents.

**1.1 Amount of additional funds to be expended: \$8,843,373.00**

2010 Original Contract	\$ 2,663,185.00
2011 Modification No. 1	\$ 6,048,867.00
2012 Modification No. 2	\$ 8,322,762.00
2013 Modification No. 3 (current)	\$ 8,843,373.00
2014 Modification No. 4 (future)	\$ 6,185,975.00
<u>2015 Modification No. 5 (future)</u>	<u>\$ 249,423.00</u>
<b>CURRENT PROPOSED TOTAL</b>	<b>\$32,313,585.00</b>

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

This modification is the third of the five originally planned yearly modifications. This modification's time period

covers August 2013 - July 2014. It is expected that future modifications will cover years 2014 and 2015.

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

This modification is a yearly extension of the original contract, as originally planned. The city would incur additional cost and time delays by re-bidding this process.

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

The cost was determined by the Construction Management Team using the best knowledge about anticipated work during the time period covered by this Modification, available at this time.

2. **Project Timeline:** This is modification number three of five planned contract modifications and covers the time period from August 2013 through July 2014.
3. **Contract Compliance No.:** 43-1833073 | MAJ | Expires 10/31/2013
4. **Emergency Designation:** Emergency designation **is not** requested at this time.
5. **Economic Impact:** The cost of this contract modification was planned in the original contract legislation so the economic impact was minimized.

**6. FISCAL IMPACT:**

This ordinance authorizes the Director of Public Utilities to transfer within and expend up to \$7,626,798.97 from the Sanitary Sewer General Obligation Fund, Fund 664, to transfer within and expend up to \$1,216,574.03 from the Sanitary Sewer Revenue Bond Fund, Fund 665, for a total expenditure of up to \$8,843,373.00, and to amend the 2013 Capital Improvements Budget to establish sufficient budget authority for this expenditure for the Division of Sewerage and Drainage.

To authorize the Director of Public Utilities to enter into a planned contract modification with Black and Veatch for professional construction management services for the OSIS Augmentation and Relief Sewer (OARS), Phase I and II Project for the Division of Sewerage and Drainage; to transfer within and expend up to \$7,626,798.97 from the Sanitary Sewer General Obligation Fund, to transfer within and expend up to \$1,216,574.03 from the Sanitary Sewer Revenue Bond Fund for a total expenditure of up to \$8,843,373.00, and to amend the 2013 Capital Improvements Budget; and to amend the 2013 Capital Improvements Budget. (\$8,843,373.00)

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities, hereby requests this City Council to authorize the Director of Public Utilities to enter into planned contract modification for professional engineering services with Black and Veatch in the amount of \$8,843,373.00 in order to continue to provide construction management services for the OSIS Augmentation and Relief Sewer (OARS), Phase I & II Project; and

**WHEREAS**, Contract No. EL010729 was authorized by Ordinance No. 0617-2010, passed by the Columbus City Council on May 24, 2010; executed by the Director on July 27, 2010; approved by the City Attorney on July 30, 2010 in the amount of \$2,663,185.00; and

**WHEREAS**, Contract No. EL011929 was authorized by Ordinance No. 0658-2011, passed by the Columbus City Council on June 06, 2011; executed by the Director on July 19, 2011; approved by the City Attorney on August 1, 2011 in the amount of \$6,048,867.00; and

**WHEREAS**, Contract No. EL012897 was authorized by Ordinance No. 0404-2012, as passed by the Columbus City Council on April 02, 2012; ; executed by the Director on June 15, 2012; approved by the City Attorney on June 18, 2012 in the amount of \$8,322,762.00; and

**WHEREAS**, it is necessary to authorize the transfer within and of expend up to \$7,626,798.97 from the Sanitary Sewer General Obligation Fund, Fund 664, to transfer within and expend up to \$1,216,574.03 from the Sanitary Sewer Revenue Bond Fund, Fund 665; and

**WHEREAS**, it is necessary to amend the 2013 Capital Improvements Budget to provide sufficient authority for increasing a capital project account; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to enter into planned contract modification for professional construction management services with Black and Veatch for the OSIS Augmentation and Relief Sewer (OARS), Phase I & II Project, at the earliest practical date 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 be, and hereby is, authorized to modify Contract EL010729 for professional engineering services with Black and Veatch, 4016 Townsfair Way, Suite 200, Columbus, Ohio 43219, in order to provide professional construction management services for the OSIS Augmentation and Relief Sewer (OARS), Phase I & II 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 be and hereby is authorized and directed to transfer up to \$7,626,798.97 from within the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Division 60-05 | Object Level Three 6676:

**From:**

**Fund No. | Project No. | Project Name | OCA Code | change**  
664 | (See Attached Spreadsheet)

**To:**

**Fund No. | Project No. | Project Name | OCA Code | change**  
664 | 650704-100001 | OSIS Augmt. & Relief Sewer (OARS) Ph. I & II | 647041 | +\$5,482,860.26  
664 | 650704-100002 | OSIS Augmt. & Relief Sewer (OARS) Ph. I & II | 647042 | +\$2,143,938.71

**SECTION 3.** That the City Auditor be and hereby is authorized and directed to transfer up to \$1,216,574.03 from within the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Division 60-05 | Object Level Three 6676:

**From:**

**Fund No. | Project No. | Project Name | OCA Code | change**  
665 | (See Attached Spreadsheet for Cash Xfr)

**To:**

**Fund No. | Project No. | Project Name | OCA Code | change**  
665 | 650704-100002 | OSIS Augmt & Relief Sewer (OARS) Ph. I & II | 647042 | +\$1,216,574.03

**SECTION 4.** That the 2013 Capital Improvements budget Ordinance No. 0645-2013 is hereby amended as follows, to provide sufficient budget authority for the project expenditures stated in the ordinance herein.

**Project No. | Proj. Name | Current | Revised | (Change)**

See Attached Spreadsheet for Authority)

**SECTION 5.** That the Director of Public Utilities be and hereby is authorized to expend up to \$8,843,343.00 from the Sanitary Sewer General Obligation and the Sanitary Sewer Revenue Bond Funds for the General Engineering Services Project Div. 60-05 | Object Level Three 6676

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

664 | 650704-100001 | OSIS Augmt. & Relief Sewer (OARS) Ph. I & II | 647041 | +\$5,482,860.26

664 | 650704-100002 | OSIS Augmt .& Relief Sewer (OARS) Ph. I & II | 647042 | +\$2,143,938.71

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

665 | 650704-100002 | OSIS Augmt & Relief Sewer (OARS) Ph. I & II | 657042 | +\$1,216,574.03

**SECTION 6.** That the said firm, Black and Veatch, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 7.** 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 8.** 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 9.** That the Director of Public Utilities 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 10.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 11.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.