



## Legislation Details (With Text)

**File #:** 2054-2007      **Version:** 1

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

**File created:** 11/27/2007      **In control:** Utilities Committee

**On agenda:** 1/28/2008      **Final action:** 1/31/2008

**Title:** To authorize the Director of Public Utilities to enter into a construction contract with Kokosing Construction Company, Inc., in connection with the Southerly Wastewater Treatment Plant Headworks, Part 2 project; to authorize the expenditure of \$17,988,300.00 within the Sanitary Sewer Revenue Bonds Fund, from monies that will be available from the proposed upcoming Sanitary Sewer Bond Sale; for the Division of Sewerage and Drainage; and to declare an emergency. (\$17,988,300.00 )

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD2054-2007 Bid Tab.pdf, 2. ORD2054-2007 QFF.pdf, 3. ORD2054-2007 Legislation Information.pdf

Date	Ver.	Action By	Action	Result
1/31/2008	1	CITY CLERK	Attest	
1/30/2008	1	MAYOR	Signed	
1/28/2008	1	Columbus City Council	Approved	Pass
1/28/2008	1	COUNCIL PRESIDENT	Signed	
1/16/2008	1	CITY AUDITOR	Reviewed and Approved	
1/16/2008	1	Utilities Drafter	Sent for Approval	
1/16/2008	1	CITY ATTORNEY	Reviewed and Approved	
1/16/2008	1	Utilities Drafter	Sent to Clerk's Office for Council	
1/15/2008	1	Utilities Drafter	Sent for Approval	
1/14/2008	1	Utilities Drafter	Sent for Approval	
1/14/2008	1	Auditor Reviewer	Reviewed and Approved	
1/4/2008	1	Utilities Drafter	Sent for Approval	
1/4/2008	1	Auditor Reviewer	Reviewed and Disapproved	
12/19/2007	1	Utilities Drafter	Sent for Approval	
12/19/2007	1	Finance Reviewer	Reviewed and Approved	
12/19/2007	1	FINANCE DIRECTOR	Reviewed and Approved	
11/29/2007	1	Utilities Drafter	Sent for Approval	
11/29/2007	1	Auditor Reviewer	Reviewed and Disapproved	
11/28/2007	1	Utilities Reviewer	Sent for Approval	
11/28/2007	1	UTILITIES DIRECTOR	Reviewed and Approved	

11/28/2007	1	Utilities Drafter	Sent for Approval
11/28/2007	1	Finance Reviewer	Reviewed and Approved
11/28/2007	1	Finance Reviewer	Reviewed and Approved
11/28/2007	1	FINANCE DIRECTOR	Reviewed and Approved
11/28/2007	1	Utilities Drafter	Sent for Approval
11/28/2007	1	EBOCO Reviewer	Sent for Approval
11/28/2007	1	ODI DIRECTOR	Reviewed and Approved
11/27/2007	1	Utilities Drafter	Sent for Approval
11/27/2007	1	Utilities Reviewer	Reviewed and Approved
11/27/2007	1	Utilities Drafter	Sent for Approval
11/27/2007	1	Utilities Reviewer	Reviewed and Approved

1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Kokosing Construction Company, Inc., for the Southerly Wastewater Treatment Plant Headworks, Part 2 project for the Division of Sewerage and Drainage.

This is a contract for one of the key, time-critical wastewater plants construction projects in the City's Wet Weather Management Plan (WWMP) program, for the period through 2010. The work in this program is a very substantial group of sewer capital improvement projects (CIPs), both collections systems and treatment works improvements, which have been agreed to by the City and Ohio EPA in order to conform to the requirements of the City's consent orders.

The proposed contract with Kokosing Construction Company, Inc., is for Contract S73. This contract Work consists of the construction of the Screen and Grit Building Addition, which provides four (4) 24-foot diameter grit tanks, grit pumps, grit classifiers with cyclones, and associated equipment, piping, and valves, Primary Influent Splitter improvements, a 96-inch East Train Primary Metering Influent Conduit, an East Train Primary Metering Chamber, excavation, backfilling, new roadways and pavement, underground utilities installation, installation of mechanical and electrical equipment, and other work as shown and described in the Bidding Documents

The contract was advertised in the City Bulletin, and bids were received on October 24, 2007, as follows:

1. Kokosing Construction Company, Inc. | Majority Firm | \$17,988,300.00
  2. Kenmore Construction Company, Inc. | Majority Firm | \$18,465,920.00
  3. Dugan & Meyers Construction Company | Majority Firm | \$19,199,032.00
  4. Building Crafts Inc. | Majority Firm | \$20,841,314.00
  5. C. J. Mahan Construction Company, LLC | Majority Firm | \$21,457,518.50
  6. Walsh Construction Company | Majority Firm | \$22,103,510.00
- The Engineer's construction cost estimate was \$27,980,700.00

**Award is recommended to the lowest and best bidder.**

B. **Contract Compliance No.:** 311023518 (MAJ) (Expires 3/16/2008)

C. **Emergency Designation:** The Division of Sewerage and Drainage is requesting City Council to designate this ordinance an emergency measure in order to allow for the immediate commencement of this work. This expediency is justified in order to fulfill the City's capital improvement project scheduling commitments set forth within the consent agreement between the City and the Ohio Attorney General's Office that addresses the City's wet weather wastewater overflows.

2. **FISCAL IMPACT:**

Monies for this project will be provided from a proposed upcoming January 2008 Sanitary Sewer Bond Sale. Once the Bond Sale is complete there will be sufficient available cash for these expenditures. The necessary authority is available in the 2007

Capital Improvements Budget due to a recent 2007 CIB Amendment. This legislation will authorize the expenditure of \$17,988,300.00 within the Sanitary Sewer Revenue Bonds Fund.

To authorize the Director of Public Utilities to enter into a construction contract with Kokosing Construction Company, Inc., in connection with the Southerly Wastewater Treatment Plant Headworks, Part 2 project; to authorize the expenditure of \$17,988,300.00 within the Sanitary Sewer Revenue Bonds Fund, from monies that will be available from the proposed upcoming Sanitary Sewer Bond Sale; for the Division of Sewerage and Drainage; and to declare an emergency. (\$17,988,300.00 )

**WHEREAS**, six competitive bids for construction of the Southerly Wastewater Treatment Plant Headworks, Part 2 project, Contract S73, were received and opened October 24, 2007 in the offices of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage engineering personnel have determined it necessary to enter into a construction contract with Kokosing Construction Company, Inc., in order to provide for construction of Southerly Wastewater Treatment Plant Headworks, Part 2 project, Contract S73; and

**WHEREAS**, sufficient monies will be available within the Sanitary Sewer Revenue Bonds Fund for the aforementioned project expenditure through the proposed upcoming January 2008 Sanitary Sewer Bond Sale; 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 for this Council to authorize the Director of Public Utilities to execute a construction contract with Kokosing Construction Company, Inc., in connection with the Southerly Wastewater Treatment Plant Headworks, Part 2 project, in order to fulfill the City's capital improvement project scheduling commitments set forth within the consent agreement between the City and the Ohio Attorney General's Office that addresses the City's wet weather wastewater overflows; 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 Director of Public Utilities be, and hereby is, authorized to enter into a contract with Kokosing Construction Company, Inc., 886 McKinley Avenue, Columbus, Ohio 43222, for construction of the Southerly Wastewater Treatment Plant Headworks, Part 2 project in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and Drainage.

**Section 2.** That for the purpose of paying the cost of the construction contract, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized contingent on the sale of sanitary sewer bonds in January of 2008 as follows: Division 60-05 | Fund 665 | Southerly Wastewater Treatment Plant Headworks, Part 2 | Project No. 650364 | Object Level Three 6624 | OCA Code 665364 | Amount \$17,988,300.00.

**Section 3.** That the City Auditor 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 no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

**Section 4.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**Section 5.** 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 6.** 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 which 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.