



## Legislation Details (With Text)

**File #:** 0082-2016      **Version:** 1

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

**File created:** 12/30/2015      **In control:** Public Utilities Committee

**On agenda:** 3/14/2016      **Final action:** 3/17/2016

**Title:** To authorize the Director of Public Utilities to enter into a construction contract with Blacklick Constructors, LLC for the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C; to authorize the appropriation and expenditure of \$108,974,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF); and to declare an emergency. (\$108,974,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 0082-2016 Bid Tab Blacklick Creek Sanitary BCSIS, Sec 6, Parts B&C, 2. Ord 0082-2016 QFF Eval Spreadsheet 650034-6 2015-11-20, 3. Ord 0082-2016 Director's Legislation Information Sheet (650034-100006), 4. Ord 0082-2016 Legislation Templates Blacklick Creek 650034-6

Date	Ver.	Action By	Action	Result
3/17/2016	1	CITY CLERK	Attest	
3/16/2016	1	MAYOR	Signed	
3/14/2016	1	COUNCIL PRESIDENT	Signed	
3/14/2016	1	Columbus City Council	Approved	Pass

### 1. BACKGROUND:

**A.** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Blacklick Constructors, LLC, a joint venture between Jay Dee Constructors and Michels Tunneling, for the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C; and to authorize the appropriation and expenditure of \$108,974,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF).

The work for this project consists of all labor and materials necessary for the construction of approximately 23,000 linear feet of new 10 foot diameter sewer tunnel, shafts/drop structures, and all other appurtenances. This sewer will provide gravity sanitary sewer service to the rapidly expanding New Albany area.

**B. Project Timeline:** The construction timeline shall be completed in December 2019. Construction will begin when the notice to proceed issued.

**C. Procurement Information:** The Division advertised for competitive bid proposals on the City of Columbus's Vendor Services website and in the City Bulletin in accordance with the overall provisions of Section 329 of Columbus City Codes. The Division of Sewerage and Drainage opened the responding bids on November 18, 2015 from the following four (4) companies:

Name	C.C. No./Exp. Date	City/State	Status
Blacklick Constructors, LLC	17-3665428/11-18-17	Brownsville, WI	MAJ
McNally Kiewit BCSIS JV	34-1585597/Expired	Westlake, OH	MAJ

Southland/Johnson Brothers/Mole JV	47-5289551/10-19-17	Roanoke, TX	MAJ
Super Excavators, Inc.	39-1050777/7-13-16	Menomonee Falls, WI	MAJ

These bids were reviewed and ranked utilizing the Bid Tab and Quality Factor Form evaluation process. After careful consideration, the committee recommended that Blacklick Constructors, LLC be selected to provide the construction services for the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C for which the Director of Public Utilities has concurred.

The Engineer's construction cost estimate was: \$113,693,370.00

**The Award is recommended to the lowest Responsive, Responsible, and Best Bidder.**

- C. **Contract Compliance No.:** Blacklick Constructors, LLC (a joint venture) 17-3665428 |11/18/17 | MAJ  
Jay Dee Contractors: 38-1798525 | Exp. 05/15/17 | MAJ  
Michels Tunneling: 39-0970311 | Exp. 09/18/17 | MAJ

D. **Emergency Designation:** Emergency designation **is requested** at this time so that project timelines and OWDA's funding schedules can be met.

**2. ECONOMIC IMPACT:** This tunnel project will construct a new gravity sanitary sewer which will provide service to the rapidly expanding New Albany area. Additional customers will keep sewer rates low, and the gravity sewer will allow for eventual elimination of the pump stations owned by Jefferson Township, thereby lowering their operating costs. Several public meetings have been conducted soliciting property owner feedback within the project area.

**3. FISCAL IMPACT:** This legislation authorizes the appropriation and expenditure of \$108,974,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF).

To authorize the Director of Public Utilities to enter into a construction contract with Blacklick Constructors, LLC for the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C; to authorize the appropriation and expenditure of \$108,974,000.00 from the Ohio EPA Water Pollution Control Loan Fund (WPCLF); and to declare an emergency. (\$108,974,000.00)

**WHEREAS**, four competitive bids for construction of the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C, were received and opened on November 18, 2015 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 Blacklick Constructors, LLC, in order to provide for construction of Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C; and

**WHEREAS**, the Ohio Water Development Authority (OWDA) is scheduled to approve an Ohio EPA WPCLF loan agreement with the City of Columbus on February 25, 2016, in the amount of \$108,974,000.00 to provide financing for the above listed project with eligible costs including the construction contract and contingency; and

**WHEREAS**, it is necessary to authorize the appropriation and expenditure of the proceeds from the aforementioned loan; and

**WHEREAS**, an emergency exist in the usual daily operations 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 enter into a construction

contract with Blacklick Constructors, LLC for the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C, at the earliest practical date for the immediate preservation of the public health, welfare, 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 Blacklick Constructors, LLC, a joint venture between Jay Dee Constructors and Michels Tunneling, 16500 W. Rogers Drive, New Berlin, WI 53151 for the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), Section 6, Parts B & C 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 from the unappropriated monies 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 ended December 31, 2016, the sum of \$108,974,000.00 is appropriated in Fund 6111, OWDA Loan Fund, per the account codes in the attachment to this ordinance.

**SECTION 3.** That the appropriation and expenditure of \$108,974,000.00 or so much thereof as may be needed, is hereby authorized in Fund 6111 the OWDA loans Fund per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That said construction company, Blacklick Constructors, LLC, shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 5.** 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 are 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 6.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 7.** 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 8.** 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.