



## Legislation Details (With Text)

**File #:** 1252-2011      **Version:** 1

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

**File created:** 8/22/2011      **In control:** Public Utilities Committee

**On agenda:** 11/14/2011      **Final action:** 11/16/2011

**Title:** To authorize the Director of Public Utilities to enter into a contract modification with Korda/Nemeth Engineering, Inc. for the Idlewild Drive Storm Sewer Improvements Project; and to authorize the expenditure of \$58,218.00 from the Stormwater Super Build America Bonds Fund; for the Division of Sewerage and Drainage. (\$58,218.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD1252-2011Map, 2. ORD1252-2011Sub-ContractorWorkIdentificationForm, 3. ORD1252-2011DirectorInformationSheet

Date	Ver.	Action By	Action	Result
11/16/2011	1	CITY CLERK	Attest	
11/15/2011	1	MAYOR	Signed	
11/14/2011	1	COUNCIL PRESIDENT	Signed	
11/14/2011	1	Columbus City Council	Approved	Pass
11/7/2011	1	Columbus City Council	Read for the First Time	

### 1. BACKGROUND:

The requirements of the various review (FEMA and Reynoldsburg) agencies were more involved than anticipated by the consultant. The submission requirements for approval of the FEMA Conditional Letter of Map Revision (CLOMR) application required the consultant to recreate a 1977 stream hydraulic model previously generated in WSP-2 and submit the model results using HEC-RAS. This effort exhausted the consultant's anticipated fee and that did not include the submission and approval of the Letter of Map Revision (LOMR) application required by Reynoldsburg for basin construction. This extensive effort also delayed the anticipated construction date from 2010 to 2012, and did not include increases in the hourly billing rates for the consultant and wetlands subconsultant.

**Contract Compliance No.:** 31-0922991, Expiration date: 07/06/2013, Majority

### 2. FISCAL IMPACT:

A. Budgeted Amount. There are sufficient funds and spending authority available for this expenditure.

B. Contract Modification Information Pursuant to Section 329.13C.C.C.:

1) Amount of Additional Funds - This Modification: \$52,218.00.

2) Why the Need for Additional Work Could Not Be Foreseen: The requirements of the various review (FEMA and Reynoldsburg) agencies were more involved than originally anticipated. With the extensive review by these agencies, the construction of this project was delayed by 2 years. Wetland construction and mitigation required specialized expertise during construction and

maintenance period. The consultant will perform this specialized oversight which will ensure the tasks are performed in compliance with the plans and USACE permits. These services were not included in the scope of the original contract. It is, therefore, necessary to add these services through this contract modification. The original agreement assumed the the Division of Design and Construction would provide inspection and construction administration services.

3) Why Other Procurement Processes Would Not Be In the City's Best Interest: The requirements of the various review (FEMA and Reynoldsburg) agencies were more involved than anticipated by the consultant causing long delays, additional work and increased costs. It is not deemed either feasible or reasonable to suspend work with the entity currently under contract and undertake continuation of the work under a new procurement.

4) How the Cost of the Modification Was Determined: Price quotes for the additional services under this modification were requested by the Division, prepared by the design engineer, and were subsequently reviewed and revised by Sewer System Engineering Section staff and deemed to be appropriate.

C. Contract Amount: The contract amount including this modification is \$2,124,069.00.

Original Contract	\$402,095.00
Modification No. 1	\$34,000.00
Modification No. 2	\$73,000.00
Modification No. 3	\$251,682.00
Modification No. 4	\$293,947.00
Modification No. 5	\$355,540.00
Modification No. 6	\$352,069.00
Modification No. 7	\$115,467.00
Modification No. 8	\$49,361.00
Modification No. 9	\$23,972.00
Modification No. 10	\$13,524.00
Modification No. 11	\$101,194.00
Modification No. 12	\$58,218.00 (This modification)

To authorize the Director of Public Utilities to enter into a contract modification with Korda/Nemeth Engineering, Inc. for the Idlewild Drive Storm Sewer Improvements Project; and to authorize the expenditure of \$58,218.00 from the Stormwater Super Build America Bonds Fund; for the Division of Sewerage and Drainage. (\$58,218.00)

**WHEREAS**, the Division of Sewerage and Drainage engineering personnel have determined it to be in the best interest of the City of Columbus to increase the contract amount to cover additional expenses due to delays for the Idlewild Drive Storm Sewer Improvements Project with Korda/Nemeth Engineering, Inc. through the existing contract; and

**WHEREAS**, it is necessary for the City Council to authorize the expenditure of funds from the Storm Super B.A.B.s (Build America Bonds) Fund; and

**WHEREAS**, It is therefore necessary for the Division of Sewerage and Drainage, Department of Public Utilities, to request this City Council to authorize the Director of Public Utilities to modify a contract for engineering services for the Idlewild Drive Storm Sewer Improvements Project during construction and to allow for the increased cost of said services, at the earliest practicable date, 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 execute a contract modification with Korda/Nemeth Engineering, Inc., 1650 Watermark Drive, Columbus, Ohio 43215 for the Division of Sewerage and Drainage, for professional engineering services in accordance with the terms and conditions on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15, Storm Super B.A.B.s (Build America Bonds) Fund No. 677| Object Level Three 6682| Project 610973-100000 | OCA Code 677973| Amount \$58,218.00.

**SECTION 3.** That the said engineering firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 4.** 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 5.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 6.** 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 7.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.