



Legislation Details (With Text)

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File created: 1/25/2005 **In control:** Utilities Committee

On agenda: 3/28/2005 **Final action:** 3/31/2005

Title: To authorize the Director of Public Utilities to enter into contract with Kokosing Construction Company, Inc. for the construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, for the Division of Sewerage and Drainage; to authorize the appropriation of \$53,074,773.00; to authorize the expenditure of \$43,691,550.00 from the Ohio Water Pollution Control Fund; to amend the 2004 Capital Improvements Budget.; and to declare an emergency. (\$43,691,550.00)

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
3/31/2005	2	CITY CLERK	Attest	
3/30/2005	2	MAYOR	Signed	
3/28/2005	1	Columbus City Council	Approved as Amended	Pass
3/28/2005	1	Columbus City Council	Taken from the Table	Pass
3/28/2005	2	Columbus City Council	Amended to 30 day	Pass
3/28/2005	2	Columbus City Council	Waive the 2nd Reading	Pass
3/28/2005	2	COUNCIL PRESIDENT	Signed	
3/21/2005	1	Columbus City Council	Tabled to Certain Date	Pass
3/1/2005	1	CITY ATTORNEY	Reviewed and Approved	
3/1/2005	1	Utilities Drafter	Sent to Clerk's Office for Council	
2/28/2005	1	Utilities Drafter	Sent for Approval	
2/24/2005	1	ODI DIRECTOR	Reviewed and Approved	
2/24/2005	1	Utilities Drafter	Sent for Approval	
2/24/2005	1	Auditor Reviewer	Contingent Within	
2/24/2005	1	CITY AUDITOR	Reviewed and Approved	
2/24/2005	1	Utilities Drafter	Sent for Approval	
2/22/2005	1	EBOCO Reviewer	Reviewed and Approved	
2/22/2005	1	EBOCO Reviewer	Reviewed and Approved	
2/17/2005	1	Auditor Reviewer	Contingent Within	
2/17/2005	1	Utilities Drafter	Sent for Approval	
2/17/2005	1	Utilities Drafter	Sent for Approval	

2/17/2005	1	CITY AUDITOR	Reviewed and Approved
2/17/2005	1	Utilities Drafter	Sent for Approval
2/17/2005	1	CITY ATTORNEY	Reviewed and Approved
2/17/2005	1	Utilities Drafter	Sent for Approval
2/16/2005	1	Finance Reviewer	Reviewed and Approved
2/16/2005	1	FINANCE DIRECTOR	Reviewed and Approved
2/16/2005	1	Utilities Drafter	Sent for Approval
2/10/2005	1	Utilities Drafter	Sent for Approval
2/9/2005	1	Utilities Drafter	Sent for Approval
2/9/2005	1	Utilities Reviewer	Reviewed and Approved
2/9/2005	1	UTILITIES DIRECTOR	Reviewed and Approved
1/26/2005	1	Utilities Drafter	Sent for Approval
1/25/2005	1	Utilities Drafter	Sent for Approval

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into contract with Kokosing Construction Company, Inc. for the construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities (S67), for the Division of Sewerage and Drainage. This construction work is the next phase of the headworks project, and much of the work will be concurrent with the S65 contract, previously authorized by Ordinance No. 0271-2004, passed March 29, 2004. This legislation also amends the 2004 Capital Improvements Budget.

2. PROCUREMENT INFORMATION: This contract was advertised in the City Bulletin; bids were received on October 27, 2004, as follows:

- A. Kokosing Construction Company, Inc.(Majority Firm) - \$43,691,550.00
- B. Walsh Construction Co. of Illinois (Majority Firm) - 44,483,250.00
- C. C.J. Mahan Construction Co., LLC (Majority Firm) - 49,702,231.00
- Engineer's Estimate - 47,500,000.00

Award is recommended to the lowest bidder.

3. FISCAL IMPACT: The Division included \$51,574,000.00 in its 2005 Capital Improvements Budget (CIB) for this project. As the 2004 CIB is currently still in effect, this ordinance includes an amendment to that CIB, in order to provide adequate budget authority. The project funding utilizes a loan from the Ohio Water Pollution Control Fund, which is administered by the Ohio Water Development Authority. This ordinance appropriates the loan proceeds for the expenses of construction management, engineering, and inspection services that are authorized under separate, companion legislation.

4. EMERGENCY DESIGNATION: The Division of Sewerage and Drainage is requesting City Council to designate this ordinance as an emergency measure, in order to allow immediate commencement of the construction work, and coordination with the other construction contracts in the project. Failure to properly coordinate the work of this construction contract with the S65 and Big Walnut Augmentation /Rickenbacker Interceptor Sewer construction contracts could cause the City to be held liable for potential delay claims. The total project is necessary to achieve compliance with the August 1, 2002 Consent Order with the Attorney General of the State of Ohio.

To authorize the Director of Public Utilities to enter into contract with Kokosing Construction Company, Inc. for the construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, for the Division of Sewerage and Drainage; to authorize the appropriation of \$53,074,773.00; to authorize the expenditure of \$43,691,550.00 from the Ohio Water Pollution Control Fund; to amend the 2004 Capital Improvements Budget; ~~and to declare an emergency.~~ (\$43,691,550.00)

WHEREAS, bids for the construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, were received and opened October 27, 2004, in the offices of the Director of Public Utilities; and

WHEREAS, the Ohio Water Development Authority approved a loan to the City of Columbus on February 24, 2005, in the amount of \$53,074,773.00, identified as Loan No. CS392276-03; and

WHEREAS, it is immediately necessary to appropriate the proceeds of the aforementioned loan; to authorize the expenditure of funds required to award the Screen and Grit Facilities contract; to amend the 2004 Capital Improvements Budget to provide the requisite budget authority for said award; **now, therefore** ~~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 enter into a contract with Kokosing Construction Company, Inc., for construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, in order to assure that the work is properly sequenced as required for timely completion of both the headworks project and the Big Walnut Augmentation/Rickenbaecker Intereceptor sewer project, for the 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 of the Ohio Water Development Authority Loan No. CS392276-03 are hereby appropriated to the Division of Sewerage and Drainage, within the Water Pollution Control Loan Fund, Fund No. 666, Southerly Wastewater Treatment Plant, New Headworks Project, Division 60-05, Project Account 650352, Object Level Three 6630, OCA Code 651352, in the amount of \$53,074,773.00.

Section 2. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Southerly Wastewater Treatment Plant, New Headworks, Screen and Grit Facilities, with the lowest and best responsive and responsible bidder, Kokosing Construction Company, Inc., 886 McKinley Avenue, Columbus, Ohio 43222, in the amount of \$43,691,550.00, in accordance with the contract documents on file in the office of the Division of Sewerage and Drainage.

Section 3. That for the purpose of paying the cost of the construction contract, the expenditure of \$43,691,550.00 is hereby authorized from the Water Pollution Control Loan Fund No. 666, Division 60-05, Project 650352, OCA Code 651352, Object Level Three 6624.

Section 4. That the 2004 Capital Improvements Budget Ordinance No. 1059-2004 is hereby amended as follows, to provide sufficient budget authority for the project costs covered within the aforementioned Ohio Water Development Authority loan:

Current:

Project 650352, SWWTP New Headworks - \$59,724,000.00 (WPCLF)

Amended to:

Project 650352, SWWTP New Headworks - \$105,273,775.00 (WPCLF)

Section 5. ~~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. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.~~