



## Legislation Details (With Text)

**File #:** 1467-2009      **Version:** 1

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

**File created:** 10/23/2009      **In control:** Utilities Committee

**On agenda:** 12/14/2009      **Final action:** 12/16/2009

**Title:** This legislation authorizes the Director of Public Utilities to modify an existing professional engineering services contract for the Clintonville Main Rehabilitation Project with Malcolm Pirnie, Inc. for purposes of completing the required engineering services and the transfer within and expenditure of \$23,897.00 from the Sanitary B.A.B.s (Build America Bonds) Fund for the Division of Sewerage and Drainage; and to amend the 2009 Capital Improvement Budget. (\$23,897.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 681 CIP map 102109.tif, 2. 681 Mod #1 Legislation Information Sheet1 102109.pdf, 3. 681 Mod Request for CIP Legislation Form2 102109.pdf

Date	Ver.	Action By	Action	Result
12/16/2009	1	CITY CLERK	Attest	
12/15/2009	1	MAYOR	Signed	
12/14/2009	1	Columbus City Council	Approved	Pass
12/14/2009	1	COUNCIL PRESIDENT	Signed	
12/7/2009	1	Columbus City Council	Read for the First Time	
11/25/2009	1	Auditor Reviewer	Reviewed and Approved	
11/25/2009	1	CITY AUDITOR	Reviewed and Approved	
11/25/2009	1	Utilities Drafter	Sent for Approval	
11/25/2009	1	CITY ATTORNEY	Reviewed and Approved	
11/25/2009	1	Utilities Drafter	Sent to Clerk's Office for Council	
11/23/2009	1	Finance Reviewer	Reviewed and Approved	
11/23/2009	1	Utilities Drafter	Sent for Approval	
11/20/2009	1	Utilities Drafter	Sent for Approval	
11/19/2009	1	Utilities Drafter	Sent for Approval	
11/19/2009	1	Auditor Reviewer	Reviewed and Disapproved	
11/10/2009	1	Finance Reviewer	Reviewed and Approved	
11/10/2009	1	Finance Reviewer	Reviewed and Approved	
11/10/2009	1	FINANCE DIRECTOR	Reviewed and Approved	
11/5/2009	1	Utilities Drafter	Sent for Approval	
10/30/2009	1	ODI DIRECTOR	Reviewed and Approved	
10/30/2009	1	Utilities Drafter	Sent for Approval	

10/30/2009	1	Auditor Reviewer	Reviewed and Disapproved
10/29/2009	1	Utilities Reviewer	Sent for Approval
10/29/2009	1	UTILITIES DIRECTOR	Reviewed and Approved
10/29/2009	1	Utilities Drafter	Sent for Approval
10/29/2009	1	EBOCO Reviewer	Sent for Approval
10/28/2009	1	Utilities Drafter	Sent for Approval
10/28/2009	1	Utilities Reviewer	Reviewed and Approved
10/28/2009	1	Utilities Drafter	Sent for Approval
10/28/2009	1	Utilities Reviewer	Reviewed and Approved

## **1. BACKGROUND:**

This legislation authorizes the Director of Public Utilities to modify an existing professional engineering services contract for the Clintonville Main Rehabilitation Project with Malcolm Pirnie, Inc. for purposes of completing the required engineering services, to authorize the transfer within and expenditure of \$23,897.00 from the Sanitary B.A.B.s (Build America Bonds) Fund for the Division of Sewerage and Drainage, and to amend the 2009 Capital Improvement Budget.

This modification (Mod #1) will increase the funding of the contract by an additional \$23,897.00. The work to be completed in this modification includes the following: removal of the Designed Sewer Relief, additional design work and permits for the stormwater work, and closing abandoned lateral lines; this contract will also review the manhole rehabilitation documentation, assemble the pre and post CCTV logs for the record file to correspond with the record drawing numbers, and complete and submit the record drawings based on the recorded construction documentation. Also, digital copies of the design information and reports will be provided.

The original contract for Malcolm Pirnie, Inc. was for the preparation of construction plans and specifications for the Clintonville Main Rehabilitation Project based on a preliminary study performed to investigate the infiltration and inflow problems in the Clintonville Area and part of the terms of the Consent Order between the City and the Ohio Attorney General's Office.

### **1.1. Amount of additional funds to be expended: \$23,897.00**

Original Contract Amount:	\$305,312.00
<u>Modification 1 (Current)</u>	<u>\$ 23,897.00</u>
Total (Orig. + Mod 1)	\$ 329,209.00

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

During the investigation additional design tasks were identified that would add to the environmental benefits of the project. The elimination of Designed Sewer Relief (DSR) # 576 was investigated with additional field surveying, engineering evaluation and hydraulic modeling developed to evaluate the flow conditions if the DSR were to be removed. The DSR was removed by the project. Additionally the stormwater outlet work was added to this contract so that all of the construction work could be performed during one access period. The stormwater work required additional design and permitting tasks not envisioned in the original scope.

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

The present consultant has all of the data for completing the record plans, record files and digital submissions. This closeout information and historical information is readily available to the present consultant. The additional cost of transferring this data and information to a different consultant would increase the total hours involved and would not be cost-effective or timely.

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

The costs were based on the Consultants estimated hours and sub consultant labor rates to complete the deliverable submissions.

## **2. CONTRACT COMPLIANCE NO.: Malcolm Pirnie, Inc. 13-2653703 | Exp 04/07/2010 | MAJ**

**3. FISCAL IMPACT:** This legislation includes a transfer of funds within the Sanitary B.A.B.s (Build America Bonds) Fund and an amendment to the 2009 Capital Improvements Budget to allow sufficient cash and authority in the proper account for this project.

**4. EMERGENCY DESIGNATION:** No emergency designation is requested for this legislation

This legislation authorizes the Director of Public Utilities to modify an existing professional engineering services contract for the Clintonville Main Rehabilitation Project with Malcolm Pirnie, Inc. for purposes of completing the required engineering services and the transfer within and expenditure of \$23,897.00 from the Sanitary B.A.B.s (Build America Bonds) Fund for the Division of Sewerage and Drainage; and to amend the 2009 Capital Improvement Budget. (\$23,897.00)

**WHEREAS**, it is necessary to modify the existing professional engineering services contract for the Clintonville Main Rehabilitation Project with Malcolm Pirnie, Inc. 1900 Polaris Parkway, Suite 200, Columbus, Ohio 43240 and to provide additional monies to cover the cost needed to complete rehabilitation project; and

**WHEREAS**, City Auditor Contract No. EL003791 for \$853,657.00 involved three projects where this modification is only for the Clintonville Main which was originally for \$305,312.00 was authorized by Ordinance 2275-2003, as passed by City Council on November 3, 2003 and approved by the City Attorney on November 25, 2003, for purposes of providing the professional engineering services for the preparation of construction plans and specifications for the Clintonville Area infiltration and Inflow problems (Clintonville Main Rehabilitation Project, Morse Rd / Elks Drive Sanitary Improvements Project, and the Beechwold Ave. / Foster St Area Sanitary Improvement Projects); and

**WHEREAS**, it is necessary to authorize the transfer within the Sanitary B.A.B.s (Build America Bonds) Fund for the purposes of providing sufficient funding for the sanitary expenditure, and

**WHEREAS**, it is necessary for the City Council to authorize the expenditure of funds from the Sanitary B.A.B.s (Build America Bonds) Fund in the amount of \$23,897.00; and

**WHEREAS**, it is necessary to authorize the amendment of the 2009 Capital Improvement Budget for purposes of creating and providing sufficient budget authority for the aforementioned expenditure: and

**WHEREAS**, the Department of Public Utilities, Division of Sewerage and Drainage is requesting that City Council authorize the Director of Public Utilities to execute a contract modification of a professional engineering services contract with Malcolm Pirnie Inc., for the Clintonville Main Rehabilitation Project which is part of terms of the Consent Order between the City and the Ohio Attorney General's Office, to authorize the transfer within and expenditure of funds from the Sanitary B.A.B.s (Build America Bonds) Fund (668) for the purposes of providing sufficient funding for the aforementioned project for the preservation of the public, health, peace, 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 modify the professional engineering services agreement with Malcolm Pirnie, Inc. 1900 Polaris Parkway, Suite 200, Columbus, Ohio 43240, that will complete the engineering services for the Clintonville Main Rehabilitation Sewer project in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

**Section 2.** That the City Auditor is hereby authorized to transfer \$23,897.00 within the Department of Public Utilities, Division of Sewerage and Drainage, Dept/Div. No. 60-05, Sewerage and Drainage Sanitary B.A.B.s (Build America Bonds) Fund, Fund No. 668, Object Level Three 6676, as follows:

**From:**

**Project No. | Project Name | OCA Code | Change**

650714-100000 | Richards/Granden /Torrence Area Relief | 664714 | (-\$23,897.00)

**To:**

**Project No. | Project Name | OCA Code | Change**

Project 650681-100000 | Clintonville Main Rehabilitation Project | 664681 | (+\$23,897.00)

**Section 3.** That the expenditure of \$23,897.00, or as much thereof as may be needed, is hereby authorized from the Sanitary B.A.B.s (Build America Bonds) Fund | Fund No. 668 | Division 60-05 | Clintonville Main Rehabilitation Project | Project 650681-100000 | OCA Code 664681 | Object Level Three 6676.

**Section 4.** That the 2009 Capital Improvements Budget Ordinance No. 0806-2009 is hereby amended as follows, to provide sufficient budget authority for the Capital Improvement Projects listed herein:

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

Project 650714-100000 | Richards/Granden /Torrence Area Relief | \$90,917 | \$67,020 | (-\$23,897)

Project 650681-100000 | Clintonville Main Rehabilitation Project | -\$0- | \$23,897 | (+\$23,897)

**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 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 this Ordinance shall take effect and be in force from and after the earliest period allowed by law.