



## Legislation Details (With Text)

**File #:** 2511-2013      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 10/22/2013      **In control:** Public Utilities Committee  
**On agenda:** 12/2/2013      **Final action:** 12/5/2013

**Title:** To authorize the Director of Public Utilities to execute a construction contract with Kenmore Construction Co., Inc. for the Dublin Road Water Plant Treatment Capacity Increase Residuals Force Main Project; for the Division of Water; to authorize a transfer and expenditure of \$8,423,992.40 within the Water Works Enlargement Voted Bonds Fund and the Water Permanent Improvements Fund; to amend the 2013 Capital Improvements Budget; and to declare an emergency. (\$8,423,992.40)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 2511-2013 Bid Tab, 2. ORD 2511-2013 QFF, 3. ORD 2511-2013 Information, 4. ORD 2511-2013 Sub ID, 5. ORD 2511-2013 Transfers, 6. ORD 2511-2013 Map

Date	Ver.	Action By	Action	Result
12/5/2013	1	CITY CLERK	Attest	
12/4/2013	1	MAYOR	Signed	
12/2/2013	1	COUNCIL PRESIDENT	Signed	
12/2/2013	1	Columbus City Council	Approved	Pass

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Kenmore Construction Co., Inc. in the amount of \$8,423,992.40, for the Dublin Road Water Plant (DRWP) Treatment Capacity Increase Residuals Force Main Project, Division of Water Contract Number 1009-Part 5.

This contract provides for the installation of approximately 17,500 linear feet of 16-inch treatment residuals force main, including all valves, fittings, crossings, and appurtenances; modifications to the existing 14-inch force main discharge at the McKinley Avenue Quarry; demolition of the existing Dublin Road pump station and site restoration; demolition of the existing McKinley Avenue pump station and site restoration; interconnections with existing facilities and site restoration; associated site work; and all other such work as may be necessary to complete the contract in accordance with the plans and specifications set forth in the bid documents.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** This project is the fourth of five interrelated construction projects that are necessary to bring the plant into compliance with Ohio EPA regulations, improve operational reliability and increase plant capacity.

The next contract associated with the Dublin Road Water Plant Improvements is for Ion Exchange and Plant Reliability Upgrades (Contract 4), currently estimated at \$100,000,000 for the 2<sup>nd</sup> Quarter of 2014.

- Contract 1, Sludge Pump and Electrical Substation, was legislated against Ordinance No. 0052-2013, \$22,001,320 with Kokosing Construction Co., Inc.
- Contract 2, Filter Building Rehabilitation / I & C Backbone, was legislated against Ordinance No. 0357-2013,

\$32,430,000 with Kokosing Construction Co., Inc.

- Contract 3, Recarbonation and Ozonation Facilities and Basin 4 Modifications, was legislated against Ordinance No. 1405-2013, \$37,551,525 with Kokosing Construction Co., Inc.

\*Contract 5 was legislated before Contract 4 as the work under this contract was originally included in Contract 1, but had to be removed from Contract 4 and bid separately because easements could not be obtained before Contract 1 was bid. The work was compiled as a separate project named Contract 5. Contract 4 was already established in 2011.

**3. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened two bids on October 16, 2013 from: Kenmore Construction Co. - \$8,423,992.40 and Complete General Construction Co. - \$11,106,087.09.

The lowest, best, most responsive, responsible bid was from Kenmore Construction Co., Inc. in the amount of \$8,423,992.40. Their Contract Compliance Number is 34-8082152 (expires 7/29/15, Majority). Additional information regarding both bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Kenmore Construction Co., Inc.

**4. EMERGENCY DESIGNATION:** It is requested that this Ordinance be handled in an emergency manner in order to avoid construction conflicts with COTA's new facilities being built on McKinley Avenue, which is the same location as the force main. COTA requested the City's work be completed by next spring. This portion of the project is estimated to take 120 days from the date of the Notice To Proceed. The entire project would take approximately 395 days to complete.

**5. FISCAL IMPACT:** A transfer of funds within the Water Works Enlargement Voted Bonds Fund and the Water Permanent Improvements Fund will be necessary, as well as an amendment to the 2013 Capital Improvements Budget.

To authorize the Director of Public Utilities to execute a construction contract with Kenmore Construction Co., Inc. for the Dublin Road Water Plant Treatment Capacity Increase Residuals Force Main Project; for the Division of Water; to authorize a transfer and expenditure of \$8,423,992.40 within the Water Works Enlargement Voted Bonds Fund and the Water Permanent Improvements Fund; to amend the 2013 Capital Improvements Budget; and to declare an emergency. (\$8,423,992.40)

**WHEREAS,** two bids for the Dublin Road Water Plant Treatment Capacity Increase Residuals Force Main Project were received and publicly opened in the offices of the Director of Public Utilities on October 16, 2013; and

**WHEREAS,** Kenmore Construction Co., Inc. was the lowest, best, most responsive, and responsible bidder, in the amount of \$8,423,992.40; and

**WHEREAS,** it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Dublin Road Water Plant Treatment Capacity Increase Residuals Force Main Project with Kenmore Construction Co., Inc.; and

**WHEREAS,** it is necessary for this Council to authorize the transfer and expenditure of funds within the Water Works Enlargement Voted Bonds Fund and the Water Permanent Improvements Fund, for the Division of Water; and

**WHEREAS,** it is necessary to authorize an amendment to the 2013 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to enter into a construction contract with Kenmore Construction Co., Inc., for the Dublin Road Water Plant Treatment Capacity Increase Residuals Force Main Project, in an emergency manner in order to avoid construction conflicts with COTA's new facilities being built on McKinley Avenue, which is the same location as the force main, 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 award and execute a construction contract for the Dublin Road Water Plant Treatment Capacity Increase Residuals Force Main Project with the lowest, best, most responsive, and responsible bidder, Kenmore Construction Co., Inc., 808 Frank Road, Columbus, Ohio 43223; in the amount of \$8,423,992.40; in accordance with the terms and conditions of the contract on file in the Office of the Division of Water.

**SECTION 2.** That the City Auditor is hereby authorized and directed to appropriate the following:

Division: Water

Dept./Div. No.: 60-09

OL3: 6623

**Fund No. | Fund Name | Project No. | Project Name | OCA | Amount**

608 | Water Permanent Improvements Fund | 608999-100000 (carryover) | Unallocated Balance Fund 608 | 608999 | \$25,551

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$8,423,992.40 within the Department of Public Utilities, Division of Water, Dept/Div. No. 60-09, Object Level Three 6623, as indicated on attachment "ORD 2511-2013 Transfers".

**SECTION 4.** That the 2013 Capital Improvements Budget is hereby amended as indicated on attachment "ORD 2511-2013 Transfers".

**SECTION 5.** That an expenditure up to \$8,423,992.40 is hereby authorized for the Dublin Road Water Plant Treatment Capacity Increase Residuals Force Main Project for Dept./Div. 60-09, Project No. 690428-100006 (carryover), Object Level Three 6623, as indicated below:

**Fund No. | Fund Name | Project No. | Project Name | OCA | Amount**

606 | Water Works Enlargement Voted Bonds | 690428-100006 | DRWP Cap. Incr. - Residuals Force Main (carryover) | 664286 | \$2,883,153.99

608 | Water Permanent Improvements | 690428-100006 | DRWP Cap. Incr. - Residuals Force Main (carryover) | 684286 | \$5,540,838.41

**SECTION 6.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Water.

**SECTION 7.** That the funds necessary to carry out the purpose of this Ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

**SECTION 8.** 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 9.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 10.** 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 11.** That for reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is 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.