



## Legislation Details (With Text)

**File #:** 0841-2012      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 4/11/2012      **In control:** Public Utilities Committee  
**On agenda:** 5/14/2012      **Final action:** 5/17/2012  
**Title:** To authorize the Director of Public Utilities to modify and increase the Hap Cremean Water Plant Sludge Lagoon Improvements agreement with ms consultants, inc.; for construction administration / construction inspection services for Part 5 of the project; to authorize a transfer and expenditure up to \$731,912.00 within the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; and to amend the 2012 Capital Improvements Budget. (\$731,392.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 0841-2012 Information, 2. ORD 0841-2012 Sub ID, 3. ORD 0841-2012 map

Date	Ver.	Action By	Action	Result
5/17/2012	1	CITY CLERK	Attest	
5/16/2012	1	MAYOR	Signed	
5/14/2012	1	COUNCIL PRESIDENT	Signed	
5/14/2012	1	Columbus City Council	Approved	Pass
5/7/2012	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** This ordinance authorizes the Director of Public Utilities to modify and increase the Hap Cremean Water Plant Sludge Lagoon Improvements agreement with ms consultants, inc. for the Division of Power and Water, Contract No. 1030.

This current modification (#4) will provide for construction administration / construction inspection services for Part 5 of the project (clean Lagoon 3 and abandon or fill Lagoon 3). The division anticipates that no further modifications will be needed for the final project phase.

**1.1 Amount of additional funds to be expended: \$731,912.00**

Original Contract Amount: \$ 387,743.74  
Modification 1 \$ 850,556.01  
Modification 2 \$ 912,025.00  
Modification 3 \$ 518,234.00  
Modification 4 \$ 731,912.00  
Total (Orig. + Mods 1 - 4) \$3,400,470.75

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

The authorizing legislation for Modification #3 (0391-2011) indicated the intent to modify the contract for this future phase of the project.

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

The consultant team is very familiar with the details of the project, the approving agencies and the bid documents. The

process of selecting and contracting with a new consultant team at this time would further delay the project. The consultant is familiar with the details of the project and will be able to implement the work more efficiently than if another consultant were brought on board mid-way through the project.

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

The Consultant prepared a detailed estimate of the cost per task for the remaining scope of work, broken down by project phase. City Project management staff reviewed and approved these cost summaries.

**2. CONTRACT COMPLIANCE INFO:** 34-6546916, expires 4/5/14, Majority

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against ms consultants, inc.

**3. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** Recent upgrades and modifications to Hap Cremean Water Plant (HCWP) Lagoon #1 and #2 have rendered Lagoon #3 unnecessary to the sludge storage process at HCWP. Lagoon #3 is currently filled with sludge which must be removed. Following the sludge removal, the existing lagoon will be filled with soil rendering it usable for future construction at the facility. Rendering this land usable for future plant upgrades will allow for cost effective improvements to the facility as may be needed to meet currently unknown regulatory requirements. The HCWP is an essential and integral component in the Columbus area water supply and treatment infrastructure. Adequate supply of water is essential to economic growth and development.

As this is a secure site on property owned by DPU no community outreach or input was sought in the development of the project. No significant long term environmental impacts will be due to construction of this project.

**4. FISCAL IMPACT:** This legislation includes a transfer of funds within the Water Works Enlargement Voted Bonds Fund and an amendment to the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to modify and increase the Hap Cremean Water Plant Sludge Lagoon Improvements agreement with ms consultants, inc.; for construction administration / construction inspection services for Part 5 of the project; to authorize a transfer and expenditure up to \$731,912.00 within the Water Works Enlargement Voted Bonds Fund; for the Division of Power and Water; and to amend the 2012 Capital Improvements Budget. (\$731,392.00)

**WHEREAS**, Contract No. EL003473 was authorized by Ordinance No. 0825-2003, passed June 2, 2003, was executed on June 18, 2003, and was approved by the City Attorney on June 27, 2003; and

**WHEREAS**, Modification No. 1 EL005455 was authorized by Ordinance No. 1121-2005, passed July 11, 2005, was executed on July 27, 2005, and was approved by the City Attorney on August 2, 2005; and

**WHEREAS**, Modification No. 2 EL009301 was authorized by Ordinance No. 0493-2009, passed April 20, 2009, was executed on May 6, 2009, and was approved by the City Attorney on May 14, 2009; and

**WHEREAS**, Modification No. 3 EL011710 was authorized by Ordinance No. 0391-2011, passed April 11, 2011, was executed on May 20, 2011, and was approved by the City Attorney on May 27, 2011; and

**WHEREAS**, Modification No. 4 will provide for construction administration / construction inspection services for Part 5 of the project; and

**WHEREAS**, it is necessary for this Council to authorize the City Auditor to transfer funds within the Water Works Enlargement Voted Bonds Fund; and

**WHEREAS**, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for the purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Power and Water, to authorize the Director of Public Utilities to modify and increase the Hap Cremean Water Plant Sludge Lagoon Improvements agreement with ms consultants, inc., for the preservation of the public health, peace, property, safety and welfare; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Director of Public Utilities is hereby authorized and directed to modify and increase the Hap Cremean Water Plant Sludge Lagoon Improvements agreement with ms consultants, inc., for the Division of Power and Water, in the amount of \$731,912.00.

**SECTION 2.** That this contract modification is in compliance with Section 329.16 of Columbus City Codes, 1959.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$731,912.00 within the Division of Power and Water, Dept/Div. No. 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level One 06, Object Level Three 6686, as follows:

**Fund No. | Project No. | Project Name | OCA Code | change**

606 | 690236-100047 (carryover) | Sexton Dr. W.L. Imp's | 663147 | -\$74.72  
606 | 690404-100000 (carryover) | Livingston Ave. 24" W.M. | 606404 | -\$731,837.28  
606 | 690331-100000 (carryover) | HCWP Sludge Rmvl | 606331 | +\$731,912.00

**SECTION 4.** That the 2012 Capital Improvements Budget is hereby amended as follows:

**Fund No. | Project No. | Project Name | Current Authority | Revised Authority | change**

606 | 690236-100047 (carryover) | Sexton Dr. W.L. Imp's | \$250,000 | \$250,001 | +\$1  
(establish authority for remaining cash)  
606 | 690236-100047 (carryover) | Sexton Dr. W.L. Imp's | \$250,001 | \$249,926 | -\$75  
606 | 690404-100000 (carryover) | Livingston Ave. 24" W.M. | \$1,490,310 | \$758,472 | -\$731,838  
606 | 690331-100000 (carryover) | HCWP Sludge Rmvl | \$2,792,821 | \$3,524,734 | +\$731,913

**SECTION 5.** That the expenditure of \$731,912.00 is hereby authorized for the Hap Cremean Water Plant Sludge Lagoon Improvements Project within the Water Works Enlargement Voted Bonds Fund, Fund No. 606, Division 60-09, Project No. 690331-100000 (carryover), Object Level Three 6686, OCA Code 606331.

**SECTION 6.** 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 7.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 8.** 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 9.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.