



## Legislation Details (With Text)

**File #:** 1339-2019      **Version:** 1

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

**File created:** 5/8/2019      **In control:** Public Utilities Committee

**On agenda:** 6/24/2019      **Final action:** 6/27/2019

**Title:** To authorize the Director of Public Utilities to enter into a construction contract with Granite Inliner, LLC for the 2018 Annual Lining Project; to authorize the appropriation and transfer of \$5,114,142.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development (OWDA) Loan Fund; to authorize the expenditure of 5,114,142.00 from the Ohio Water Development (OWDA) Loan Fund; and to amend the 2019 Capital Improvements budget to provide sufficient authority. (\$5,114,142.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 1339-2019 Director's Legislation Information Sheet (9-8-14), 2. Ord 1339-2019 DAX Financial Form 2018 Annual Lining, 3. Ord 1339-2019 SWIF 2018 Annual Lining

Date	Ver.	Action By	Action	Result
6/27/2019	1	CITY CLERK	Attest	
6/27/2019	1	CITY CLERK	Attest	
6/26/2019	1	ACTING MAYOR	Signed	
6/24/2019	1	COUNCIL PRESIDENT	Signed	
6/24/2019	1	Columbus City Council	Approved	Pass
6/10/2019	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Granite Inliner, LLC for the 2018 Annual Lining Project, CIP 650404-100045. The work for this project consists of the rehabilitation of approximately 44,300 LF of 8- thru 36-inch sewers utilizing the Cured-in-Place Pipe (CIPP) process, manhole rehabilitation, and other such work as may be necessary to complete the contract, in accordance with the plans [CC 18335], supplemental specifications, and City of Columbus Construction and Material Specifications as set forth in the Invitation For Bid (IFB) for this project. This contract will address projects throughout the service area as sewer line issues arise. The Division of Sewerage and Drainage determines the areas that are in need of rehabilitation through video inspection of sewer and stormwater lines.

This project has been approved for below market-rate loan financing through the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund (WPCLF) which is administered by the Ohio Water Development Authority (OWDA). Ordinance 2219-2016, passed September 26, 2016, authorizes the Director of Public Utilities to enter into a WPCLF Loan for the project. The project's assigned WPCLF Number is CS390274-0270. The loan award is expected on July 25, 2019, an OWDA Loan Account number will be assigned. For this reason Federal Davis-Bacon Wage Rates and Requirements will apply.

Planning Area Name: Citywide  
Planning Area Number: 99

**2. THE PROJECT TIMELINE:** The work under this contract shall be completed in a manner acceptable to the City

within 12 months after the date of the Notice to Proceed.

**3. PROCUREMENT:** In accordance with the procedures set forth in the overall provisions of Columbus City Code, Section 329, invitation for Bids were received April 24, 2019 for the 2018 Annual Lining Project. Two (2) competitive bids were received and opened at the Department of Public Utilities' 910 Dublin Road facility. The following bidders submitted bids:

<u>Name</u>	<u>CCCN</u>	<u>Vendor#</u>	<u>Exp. Date</u>	<u>City/St</u>	<u>Status</u>
Granite Inliner LLC	01-0684682	000027	01/19/20	Hilliard, OH	MAJ
Insituform Technologies LLC	13-3032158	000636	07/07/19	Chesterfield, MO	MAJ

The selection process used the Bid Tab and Quality Factor Form evaluation process and was awarded to the lowest responsive, responsible and best bidder, Granite Inliner LLC.

**4. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** 01-0684682 | MAJ | 01/19/2020 | Vendor #000027

**6. ENVIRONMENTAL IMPACT:** This project will rehabilitate existing sanitary sewers within the City of Columbus reducing inflow and infiltration to the City's sanitary system. This project will mitigate sanitary sewer overflows to basements and waterways.

**7. FISCAL IMPACT:** This ordinance authorizes the appropriation and transfer of \$5,114,142.00 from the Sanitary Sewer Reserve Fund 6102 to the Ohio Water Development (OWDA) Loan Fund 6111; an expenditure of up to \$5,114,142.00 from the OWDA loan fund; amends the 2019 Capital Improvements Budget; and aligns the budget authority for this project.

To authorize the Director of Public Utilities to enter into a construction contract with Granite Inliner, LLC for the 2018 Annual Lining Project; to authorize the appropriation and transfer of \$5,114,142.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development (OWDA) Loan Fund; to authorize the expenditure of 5,114,142.00 from the Ohio Water Development (OWDA) Loan Fund; and to amend the 2019 Capital Improvements budget to provide sufficient authority. (\$5,114,142.00)

**WHEREAS,** it is necessary to authorize the Director of Public Utilities to enter into a construction contract with Granite Inliner, LLC. for the Division of Sewerage and Drainage's 2018 Annual Lining Contract; and

**WHEREAS,** the Ohio Water Development Authority (OWDA) will approve an Ohio EPA WPCLF loan agreement with the City of Columbus for in the July 25, 2019 award period, in the amount of \$5,114,142.00 to provide financing for the above listed project with eligible costs including the construction contract and contingency; and

**WHEREAS,** it is necessary to both appropriate funds from the Sewer System Reserve Fund and to authorize the transfer of said funds to the OWDA Loan Fund in order to temporarily fund this expenditure until such time as the City receives loan proceeds for the above stated purpose and reimburse the Sewer System Reserve Fund; and

**WHEREAS,** the aggregate principal amount of obligations which the City will issue to finance this project will not exceed \$5,114,142.00; and

**WHEREAS,** it is necessary to authorize the expenditure of up to \$5,114,142.00 from the Ohio Water Development (OWDA) Loan Fund 6111; and

**WHEREAS,** the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the

Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities to authorize the Director to enter into a construction contract with Granite Inliner, LLC for the 2018 Annual Lining Project CIP # 650404-100045 for the preservation of the public health, peace, property, safety; **now, therefore**

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

**SECTION 1.** That the Director of Public Utilities is hereby authorized to enter into a construction contract with Granite Inliner, LLC, 4143 Weaver Court, Hilliard, Ohio 43026 for the 2018 Annual Lining Contract in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That from the unappropriated monies in the Sanitary Sewer Reserve Fund No. 6102 and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2019, the sum of \$5,114,142.00 is appropriated in Fund 6102, per the account codes in the funding attachment to this ordinance.

**SECTION 3.** That the transfer of \$5,114,142.00 or so much thereof as may be needed, is hereby authorized between the Sanitary Sewer Reserve Fund 6102 and OWDA Loan Fund 6111 per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the expenditure of \$5,114,142.00, or so much thereof as may be needed, is hereby authorized in the Ohio Water Development (OWDA) Loan Fund 6111 per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That the 2019 Capital Improvement Budget is amended as follows:

<b>Fund #</b>	<b>Project No.</b>	<b>Project Name</b>	<b>Current Authority</b>	<b>Revised Authority</b>	<b>Net Change</b>
6111	P650875-122190	Mainline Lining - Near South Blueprint Area	\$7,020,974	\$6,906,832	-114,142
6111	P650404-100045	2018 Annual Lining Contract	\$5,000,000	\$5,114,142	+114,142

**SECTION 6:** That the said company, Granite Inliner, LLC, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 7.** That the City Auditor is hereby authorized 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 are no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

**SECTION 8.** 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 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 upon obtaining other funds for the purpose of funding sanitary sewer system capital improvement work, the City Auditor is hereby authorized to repay the Sanitary Sewer Reserve Fund the amount transferred above (Section 3), and said funds are hereby deemed appropriated for such purposes.

**SECTION 12.** That the City intends that this Ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures

incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$5,114,142.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse Sanitary/Sewer Reserve Fund 6102, which is the fund from which the advance for costs of the Project will be made.

**SECTION 13.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.