



## Legislation Details (With Text)

**File #:** 1854-2008      **Version:** 1

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

**File created:** 11/12/2008      **In control:** Utilities Committee

**On agenda:** 12/8/2008      **Final action:** 12/10/2008

**Title:** To authorize the Director of Public Utilities to execute a contract modification for the professional engineering services agreement with DLZ Ohio, Inc. for the Olentangy Scioto Interceptor Sewer (OSIS) - Downtown Odor Control Project; to authorize the transfer of \$1,195,507.97 and the expenditure of \$1,214,852.97 from within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,214,852.97).

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD1854-2008 Map.tif, 2. ORD1854-2008 Legislation Information.pdf

Date	Ver.	Action By	Action	Result
12/10/2008	1	CITY CLERK	Attest	
12/9/2008	1	MAYOR	Signed	
12/8/2008	1	Columbus City Council	Approved	Pass
12/8/2008	1	COUNCIL PRESIDENT	Signed	
12/1/2008	1	Columbus City Council	Read for the First Time	
11/20/2008	1	CITY ATTORNEY	Reviewed and Approved	
11/20/2008	1	Utilities Drafter	Sent to Clerk's Office for Council	
11/19/2008	1	FINANCE DIRECTOR	Reviewed and Approved	
11/19/2008	1	Utilities Drafter	Sent for Approval	
11/19/2008	1	Auditor Reviewer	Reviewed and Approved	
11/19/2008	1	CITY AUDITOR	Reviewed and Approved	
11/19/2008	1	Utilities Drafter	Sent for Approval	
11/18/2008	1	ODI DIRECTOR	Reviewed and Approved	
11/18/2008	1	Utilities Drafter	Sent for Approval	
11/18/2008	1	Finance Reviewer	Reviewed and Approved	
11/18/2008	1	Finance Reviewer	Reviewed and Approved	
11/17/2008	1	Utilities Reviewer	Sent for Approval	
11/17/2008	1	UTILITIES DIRECTOR	Reviewed and Approved	
11/17/2008	1	Utilities Drafter	Sent for Approval	
11/17/2008	1	EBOCO Reviewer	Sent for Approval	
11/13/2008	1	Utilities Reviewer	Reviewed and Approved	

11/13/2008	1	Utilities Drafter	Sent for Approval
11/13/2008	1	Utilities Reviewer	Reviewed and Approved
11/12/2008	1	Utilities Drafter	Sent for Approval

1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to modify the professional engineering services agreement with DLZ Ohio, Inc., for the Olentangy Scioto Interceptor Sewer (OSIS) - Downtown Odor Control Project. The DLZ Ohio, Inc. modification amount requested under this ordinance is \$1,214,852.97. The contract with DLZ Ohio, Inc. was to evaluate odors emanating from sanitary/combined sewers in the downtown riverfront area, provide design services, preparation of bidding documents, and perform engineering services during construction for the odor control facilities.

The contract total including this modification is \$1,444,502.23. The proposed contract modification replaces funds for tasks that were reallocated to include the OSIS Augmentation and Relief Sewer (OARS) project into the scope of work, evaluate additional alternatives, attend additional planning meetings with City representatives of other departments/divisions, for inclusion of landscape features for the two biofilter locations, prepare stormwater/floodplain mitigation for the Short St. site, prepare demolition drawings, perform environmental assessments of both bio filter sites including a Bureau of Underground Storage Tank Regulations (BUSTR) soil remediation/clean-up of the Short St. site. When the original project scope of services was developed in early 2003, the OARS project had not yet been identified. OARS was first proposed in the 2005 Wet Weather Management Plan as an augmentation sewer to the OSIS and would parallel it. In 2006 design funds were reallocated to include coordination of design with the OARS project.

Changes to the project scope and costs are a result of negotiations with Mayor's Office, Development Department and the Department of Public Service to address specific concerns at each biofilter site. The additional design services are not a result of oversight by the design engineer or by the Division of Sewerage and Drainage. Completion of the OSIS-Downtown Odor Control Project is necessary to further development of several projects in the downtown area and procurement of new engineering services would significantly delay completion of this project. Therefore, it is not deemed either feasible or reasonable to suspend work with the entity currently under contract and undertake continuation of these services with another procurement. The cost of the modification is a continuation of the vendor's current pricing structure, as verified by City staff.

B. **Contract Compliance No.:** 31-1268980 - MAJ/ASN - Expires: 4/16/2009

C. **Emergency Designation:** No emergency designation is being requested for this ordinance.

2. **FISCAL IMPACT:**

This ordinance authorizes the transfer of funds from within the Sanitary Sewer Revenue Bonds Fund for this expenditure. Also, the 2008 Capital Improvements Budget is amended upon passage of this ordinance. This legislation will authorize the expenditure of \$1,214,852.97 within the Sanitary Sewer Revenue Bonds Fund.

To authorize the Director of Public Utilities to execute a contract modification for the professional engineering services agreement with DLZ Ohio, Inc. for the Olentangy Scioto Interceptor Sewer (OSIS) - Downtown Odor Control Project; to authorize the transfer of \$1,195,507.97 and the expenditure of \$1,214,852.97 from within the Sanitary Sewer Revenue Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$1,214,852.97).

**WHEREAS**, Contract No. EL004032 was authorized by Ordinance No. 2169-2003, as passed by Columbus City Council on October 27, 2003 for purposes of authorizing the Director of Public Utilities to enter into a contract for professional engineering services with DLZ Ohio, Inc. for the Olentangy Scioto Interceptor Sewer - Downtown Odor Control Project; and

**WHEREAS**, it is necessary to modify the subject contract in order to provide funding for tasks that were reallocated to include the OARS project into the scope of work, evaluate additional alternatives, attend additional planning meetings with City representatives of other departments/divisions, for inclusion of landscape features for the two biofilter locations, prepare stormwater/floodplain mitigation for the Short St. site, prepare demolition drawings, perform environmental assessments of both bio filter sites including a Bureau of Underground Storage Tank Regulations (BUSTR) soil remediation/clean-up of the Short St. site; and

**WHEREAS**, it is necessary to authorize the transfer of funds within the Sanitary Sewer Revenue Bonds Fund to provide sufficient funding for the aforementioned project expenditure; and

**WHEREAS**, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it is necessary for City Council to approve the aforementioned necessary expenditure from the Sanitary Sewer Revenue Bonds Fund; and

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional engineering services agreement with DLZ Ohio, Inc., for purposes of funding the engineering services now needed for the Olentangy Scioto Interceptor Sewer - Downtown Odor Control Project at the earliest practical date; **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 Contract No. EL004032 with DLZ Ohio, Inc., 6121 Huntley Road, Columbus, OH 43229-1003, for professional engineering services for the Olentangy Scioto Interceptor Sewer - Downtown Odor Control Project, in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

**Section 2.** That the City Auditor is hereby authorized to transfer and appropriate \$1,195,507.97 within the Sanitary Sewer Revenue Bonds Fund, Fund 665; Object Level Three 6676; Division of Sewerage and Drainage; Div. 60-05:

**FROM:**

**Proj. No. | Proj. Name | OCA | Amount**

650252 | JPWWTP Headworks | 665252 | \$1,023,883.00  
650033 | Big Walnut Trunk Sewer Sec F1 | 665033 | \$107,672.00  
650700 | Portage Grove Area Assessment | 665700 | \$55,000.00  
650701 | Franklin No. 1 Sewer Rehab. | 665701 | \$8,952.97

**TO:**

**Proj. No. | Proj. Name | OCA | Amount**

650691 | OSIS - Downtown Odor Control Project | 665691 | \$1,195,507.97

**Section 3.** That the 2008 Capital Improvements Budget Ordinance No. 0690-2008 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein.

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

650252-100000 | JPWWTP Headworks | \$1,023,883 | \$0.00 | (-\$1,023,883)  
650033-100000 | Big Walnut Trunk Sewer Sec F1 | \$107,673 | \$1.00 | (-\$107,672)  
650700-100000 | Portage Grove Area Assessment | \$150,000 | \$95,000 | (-\$55,000)  
650701-100000 | Franklin No. 1 Sewer Rehab | \$50,000 | \$41,047 | (-\$8,953)  
650691-100000 | OSIS - Downtown Odor Control Project | \$50,000 | \$1,245,508 (+\$1,195,508)

**Section 4.** That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-05 | Fund 665 | Olentangy Scioto Interceptor Sewer - Downtown Odor Control Project | Project No. 650691 | Object Level Three 6676 | OCA Code 665691 | Amount \$1,214,852.97.

**Section 5.** That the said firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**Section 6.** 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 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.