



## Legislation Details (With Text)

**File #:** 0272-2013      **Version:** 1

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

**File created:** 1/23/2013      **In control:** Public Utilities Committee

**On agenda:** 3/18/2013      **Final action:** 3/20/2013

**Title:** To authorize the Director of Public Utilities to execute a planned contract modification of the Construction Administration and Construction Inspection Services agreement with PRIME Engineering, Inc. for Division of Water projects; and to authorize a transfer and expenditure up to \$719,685.90 from the Water Works Enlargement Voted Bonds Fund. (\$719,685.90)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 0272-2013 Information, 2. ORD 0272-2132 Sub ID, 3. ORD 0272-2013 Transfers, 4. ORD 0272-2013 Main St. map, 5. ORD 0272-2013 Old Roberts map, 6. ORD 0272-2013 ODOT/Mound St. Connector map, 7. ORD 0272-2013 U.S. 23 map, 8. ORD 0272-2013 Smoky Row map

Date	Ver.	Action By	Action	Result
3/20/2013	1	CITY CLERK	Attest	
3/19/2013	1	MAYOR	Signed	
3/18/2013	1	COUNCIL PRESIDENT	Signed	
3/18/2013	1	Columbus City Council	Approved	Pass
3/4/2013	1	Columbus City Council	Read for the First Time	

### 1. BACKGROUND:

This legislation authorizes the Director of Public Utilities to execute a planned contract modification to the Construction Administration and Construction Inspection Services Agreement with PRIME Engineering, Inc. Funding for this modification will be for the following five Division of Water projects: Main Street Water Line Improvements Project, Old Roberts Road Water Main Improvements Project, ODOT/Mound Street Connector Improvements Project, U.S. 23 16" Water Main Improvements Project, and the Smoky Row Booster Station Drainage Project.

#### 1.1. Amount of additional funds to be expended: \$ 719,685.90

Original Contract Amount: \$ 242,955.63 (EL011805/EL012628)

Modification 1: \$ 95,810.89 (EL012421)

Modification 2: \$ 46,000.00 (EL013367)

Modification 3 (current): \$ 719,685.90

Total (Orig. + Mods. 1-3) \$1,104,452.42

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

The modification was anticipated and explained in the original legislation (Ordinance No. 0470-2011). This is a continuation of the anticipated process.

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

The original contract selected three firms to provide Construction Administration and Construction Inspection Services for projects in 2011, 2012, and 2013.

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

Cost proposals were provided by PRIME Engineering, Inc. and reviewed by Division of Water staff and were deemed acceptable.

**2. MULTI-YEAR CONTRACT:**

This contract establishes fixed direct labor, overhead, and fixed fee rates for various Department of Public Utilities projects for the period of 2011-2013. This ordinance will authorize an expenditure up to \$719,685.90 for five water projects. The Department anticipates requesting additional appropriations to this contract for the 2013 fiscal year, through planned contract modifications duly authorized by City Council. Under the terms of this contract, the City has the right to contract for additional services to fulfill capital improvement related needs subject to the approval of a contract modification by City Council. The rate schedules established within this contract will remain in force throughout the life of the contract.

**3. CONTRACT COMPLIANCE INFO:** 26-0546656 | ASN | Expires 2/17/14

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

**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 execute a planned contract modification of the Construction Administration and Construction Inspection Services agreement with PRIME Engineering, Inc. for Division of Water projects; and to authorize a transfer and expenditure up to \$719,685.90 from the Water Works Enlargement Voted Bonds Fund. (\$719,685.90)

**WHEREAS**, original contract number EL011805 (replaced by EL012628 due to name change) for \$242,955.63 was authorized by Ordinance No. 0470-2011, passed April 25, 2011, was executed on June 16, 2011, and was approved by the City Attorney on June 21, 2011; and

**WHEREAS**, Modification No. 1 under contract number EL012421 (replaced by EL012631 due to name change) for \$95,810.89 was authorized by Ordinance No. 1891-2011, passed December 12, 2011, was executed on January 25, 2012, and was approved by the City Attorney on February 6, 2012; and

**WHEREAS**, Modification No. 2 under contract number EL013367 for \$46,000.00 was authorized by Ordinance No. 1535-2012, passed July 23, 2012, was executed on July 26, 2012, and was approved by the City Attorney on August 1, 2012; and

**WHEREAS**, Modification No. 3 is needed for the Main Street Water Line Improvements Project, the Old Roberts Road Water Main Improvements Project, the ODOT/Mound Street Connector Improvements Project, the U.S. 23 16" Water Main Improvements Project, and the Smoky Row Booster Station Drainage Project, to provide additional monies to cover the cost of needed additions to the contract work in accordance with the Department's design requirements in order to ensure the continued operation of its water infrastructure; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Public Utilities to execute a contract modification for said Division of Water projects with PRIME Engineering, 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, for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for the purpose of

providing sufficient spending authority for the aforementioned project expenditures; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Water, to authorize the Director of Public Utilities to modify and increase the Construction Administration and Construction Inspection Services agreement with PRIME Engineering, Inc.; for the Main Street Water Line Improvements Project, the Old Roberts Road Water Main Improvements Project, the ODOT/Mound Street Connector Improvements Project, the U.S. 23 16” Water Main Improvements Project, and the Smoky Row Booster Station Drainage Project; 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 be and hereby is authorized to modify and increase the Construction Administration and Construction Inspection Services agreement with PRIME Engineering, Inc., 3000 Corporate Exchange Dr., Suite 600, Columbus, Ohio 43231; that will continue to provide Construction Administration and Construction Inspection Services for water improvement projects in accordance with the terms and conditions of the contract on file in the offices of the Division of Water.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$520,853.97 within the Department of Public Utilities, Division of Water, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Dept/Div. No. 60-09, Object Level Three 6686, as follows:

<u>Fund No.</u>	<u>Project No.</u>	<u>Project Name</u>	<u>OCA Code</u>	<u>Change</u>
606	690236-100055 (New)	Fenway Rd WL Imp’s	623655	-\$117,394.55
606	690236-100056 (New)	Florence Ave WL Imp’s	623656	-\$128,830.30
606	690446-100002 (New)	Griggs Environ. Remediation	664462	-\$274,629.12
606	690236-100000 (New)	Water Main Rehab.	642900	+\$334,536.22
606	690236-100038 (New)	Main St. WL Imp’s	623638	+\$31,140.91
606	690473-100003 (New)	Smoky Row Boost. Sta.	664733	+\$45,326.29
606	690501-100001 (New)	Old Roberts Rd WM Imp’s	665011	+\$109,850.55

\*\*690236-100038 (New) already had \$198,831.93 cash.

**SECTION 3.** That the 2012 Capital Improvements Budget is hereby amended as follows:

<u>Fund No.</u>	<u>Proj. No.</u>	<u>Proj. Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>Change</u>
606	690236-100055 (New)	Fenway Rd WL Imp’s	\$250,000	\$250,001	+\$1 (establish authority to match cash)
606	690236-100055 (New)	Fenway Rd WL Imp’s	\$250,001	\$132,606	-\$117,395
606	690236-100056 (New)	Florence Ave WL Imp’s	\$250,000	\$250,001	+\$1 (establish authority to match cash)
606	690236-100056 (New)	Florence Ave WL Imp’s	\$250,001	\$121,170	-\$128,831
606	690446-100002 (New)	Griggs Environ. Remediation	\$359,500	\$84,870	-\$274,630
606	690236-100000 (New)	Water Main Rehab.	\$52,329	\$386,866	+\$334,537
606	690236-100038 (New)	Main St. WL Imp’s	\$2,060,216	\$2,091,357	+\$31,141
606	690473-100003 (New)	Smoky Row Boost. Sta.	\$0	\$45,327	+\$45,327
606	690501-100001 (New)	Old Roberts Rd WM Imp’s	\$0	\$109,851	+\$109,851

**SECTION 4.** That the expenditure up to \$719,685.90 is hereby authorized for five Division of Water projects, Division 60-09, Water Works Enlargement Voted Bonds Fund, Fund No. 606, Object Level Three 6686, as follows:

<u>Fund No.</u>	<u>Project No.</u>	<u>Project Name</u>	<u>OCA</u>	<u>Amount</u>
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606 | 690236-100000 (New) | Water Main Rehab. | 642900 | \$94,612.76 (ODOT/Mound)  
606 | 690236-100000 (New) | Water Main Rehab. | 642900 | \$239,923.46 (U.S. 23)  
606 | 690236-100038 (New) | Main St. WL Imp's | 623638 | \$229,972.84  
606 | 690473-100003 (New) | Smoky Row Boost. Sta. | 664733 | \$45,326.29  
606 | 690501-100001 (New) | Old Roberts Rd WM Imp's | 665011 | \$109,850.55

**SECTION 5.** 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 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 are 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.