



## Legislation Details (With Text)

**File #:** 0893-2010      **Version:** 1

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

**File created:** 6/8/2010      **In control:** Utilities Committee

**On agenda:** 6/28/2010      **Final action:** 7/1/2010

**Title:** To authorize the Director of Public Utilities to execute a construction contract with Conie Construction Co. for the Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project; for the Division of Power and Water; to authorize a transfer and expenditure of \$430,876.02 within the Water Build America Bonds Fund; to amend the 2010 Capital Improvements Budget; and to declare an emergency. (\$430,876.02)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD0893-2010 bid tab.pdf, 2. ORD0893-2010 QFF.pdf, 3. ORD0893-2010 Information.pdf, 4. ORD0893-2010 map.pdf, 5. ORD0893-2010 Sub ID.pdf

Date	Ver.	Action By	Action	Result
7/1/2010	1	CITY CLERK	Attest	
6/30/2010	1	MAYOR	Signed	
6/28/2010	1	Columbus City Council	Approved	Pass
6/28/2010	1	COUNCIL PRESIDENT	Signed	
6/16/2010	1	ODI DIRECTOR	Reviewed and Approved	
6/16/2010	1	Utilities Drafter	Sent for Approval	
6/16/2010	1	CITY ATTORNEY	Reviewed and Approved	
6/16/2010	1	Utilities Drafter	Sent to Clerk's Office for Council	
6/14/2010	1	EBOCO Reviewer	Sent for Approval	
6/11/2010	1	Utilities Drafter	Sent for Approval	
6/10/2010	1	Finance Reviewer	Reviewed and Approved	
6/10/2010	1	FINANCE DIRECTOR	Reviewed and Approved	
6/10/2010	1	Utilities Drafter	Sent for Approval	
6/10/2010	1	Auditor Reviewer	Reviewed and Approved	
6/10/2010	1	CITY AUDITOR	Reviewed and Approved	
6/9/2010	1	Utilities Drafter	Sent for Approval	
6/9/2010	1	Utilities Drafter	Sent for Approval	
6/9/2010	1	Utilities Reviewer	Sent for Approval	
6/9/2010	1	UTILITIES DIRECTOR	Reviewed and Approved	
6/9/2010	1	Utilities Drafter	Sent for Approval	
6/9/2010	1	Finance Reviewer	Reviewed and Approved	

6/8/2010	1	Utilities Drafter	Sent for Approval
6/8/2010	1	Utilities Reviewer	Reviewed and Approved

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Conie Construction Co.; in the amount of \$430,876.02; for the Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project, Division of Power and Water Contract Number 1149.

This project consists of furnishing all materials, equipment, and labor necessary for the installation and connection of approximately 1,335 feet of 12-inch ductile iron force main by open cut and bore and jack methods.

**2. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened three bids on May 26, 2010. Bids were received from: Conie Construction Co. - \$430,876.02; John Eramo & Sons, Inc. - \$457,604.55; and Danbert, Inc. - \$498,253.60. The bid from John Eramo & Sons, Inc. was deemed non-responsive as they did not specify a tunneling sub, which was a violation of Mandatory Factor M-5.

The lowest and best bid was from Conie Construction Co. in the amount of \$430,876.02. Their Contract Compliance Number is 31-0800904 (11/10/10, Majority). Additional information regarding each bidder, description of work, contract time frame and detailed amounts can be found on the attached Legislation Information Form.

**3. EMERGENCY DESIGNATION:** The Ohio EPA has requested that the City replace the sludge line at the Hap Cremean Water Plant. Original construction of the sludge line did not provide for corrosion protection. Other portions of this sludge line that were constructed without corrosion protection experienced corrosion-related failures and were replaced. the sludge line being replaced is the final line that was originally constructed without corrosion protection. Although this section of the sludge line has not exhibited any corrosion problems, the Ohio EPA is concerned about the potential environmental impacts of a failure due to the line's proximity to the Olentangy River. Furthermore, the division has a permit to work in a right of way from ODOT that expires in September 2010. Approving this project as emergency legislation will allow construction of this work to proceed during the 2010 construction season.

**4. FISCAL IMPACT:** A transfer of funds within the Water Build America Bonds Fund will be necessary, as well as an amendment to the 2010 Capital Improvements Budget.

To authorize the Director of Public Utilities to execute a construction contract with Conie Construction Co. for the Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project; for the Division of Power and Water; to authorize a transfer and expenditure of \$430,876.02 within the Water Build America Bonds Fund; to amend the 2010 Capital Improvements Budget; and to declare an emergency. (\$430,876.02)

**WHEREAS,** three bids for the Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project were received and publicly opened in the offices of the Director of Public Utilities on May 26, 2010; and

**WHEREAS,** the lowest and best bid was from Conie Construction Co., in the amount of \$430,876.02; and

**WHEREAS,** it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract for the Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project; and

**WHEREAS,** it is necessary for this Council to authorize the transfer within and expenditure of funds from the Water Build America Bonds Fund, for the Division of Power and Water, and

**WHEREAS,** it is necessary to authorize an amendment to the 2010 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 Power and 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 Conie Construction Co., for the Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project, 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 Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project with the lowest and best bidder, Conie Construction Co., 1340 Windsor Ave., Columbus, Ohio 43211; in the amount of \$430,876.02; in accordance with the terms and conditions of the contract on file in the Office of the Division of Power and Water.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$430,876.02 within the Department of Public Utilities, Division of Power and Water, Water Build America Bonds Fund, Fund No. 609, Dept/Div. No. 60-09, Object Level Three 6623, as follows:

<u>Fund No.</u>	<u>Project No.</u>	<u>Project Name</u>	<u>OCA Code</u>	<u>Change</u>
609	690510-100000 (carryover)	HCWP Sludge Line	609510	-\$430,876.02
609	690510-100001 (carryover)	HCWP Sludge Line-Pt. II	695101	+\$430,876.02

**SECTION 3.** That the 2010 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>
609	690510-100000 (carryover)	HCWP Sludge Line	\$800,001	\$369,124	-\$430,877
609	690510-100001 (carryover)	HCWP Sludge Line-Pt. II	\$0	\$430,877	+\$430,877

**SECTION 4.** That the expenditure of \$430,876.02 is hereby authorized for the Hap Cremean Water Plant Sludge Disposal Line Replacement - Part II Project within the Water Build America Bonds Fund, Fund No. 609, Division 60-09, Project No. 690510-100001 (carryover), Object Level Three 6623, OCA Code 695101.

**SECTION 5.** That said construction company shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Power and Water.

**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 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.