



# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

## Legislation Details (With Text)

**File #:** 0336-2005      **Version:** 1  
**Type:** Ordinance      **Status:** Passed  
**File created:** 2/10/2005      **In control:** Utilities Committee  
**On agenda:** 3/28/2005      **Final action:** 3/31/2005

**Title:** To authorize the Director of Public Utilities to modify the contract with Kokosing Construction Company, Inc., for the Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications project, for the Division of Water, and to authorize the expenditure of \$262,229.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2004 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds fund, and to declare an emergency. (\$262,229.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. HCWP\_VicMap.pdf

Date	Ver.	Action By	Action	Result
3/31/2005	1	CITY CLERK	Attest	
3/30/2005	1	MAYOR	Signed	
3/28/2005	1	Columbus City Council	Approved	Pass
3/28/2005	1	Columbus City Council	Taken from the Table	Pass
3/28/2005	1	COUNCIL PRESIDENT	Signed	
3/21/2005	1	Columbus City Council	Tabled to Certain Date	Pass
3/4/2005	1	Utilities Drafter	Sent to Clerk's Office for Council	
3/3/2005	1	Utilities Drafter	Sent for Approval	
3/3/2005	1	CITY ATTORNEY	Reviewed and Approved	
3/2/2005	1	Auditor Reviewer	Reviewed and Approved	
3/2/2005	1	CITY AUDITOR	Reviewed and Approved	
3/1/2005	1	Utilities Drafter	Sent for Approval	
3/1/2005	1	Finance Reviewer	Reviewed and Approved	
3/1/2005	1	FINANCE DIRECTOR	Reviewed and Approved	
3/1/2005	1	Utilities Drafter	Sent for Approval	
2/28/2005	1	ODI DIRECTOR	Reviewed and Approved	
2/25/2005	1	EBOCO Reviewer	Reviewed and Approved	
2/24/2005	1	Utilities Drafter	Sent for Approval	
2/23/2005	1	UTILITIES DIRECTOR	Reviewed and Approved	
2/18/2005	1	Utilities Reviewer	Reviewed and Approved	
2/17/2005	1	Utilities Drafter	Sent for Approval	

2/17/2005	1	Utilities Drafter	Sent for Approval
2/14/2005	1	Utilities Reviewer	Reviewed and Approved
2/14/2005	1	Utilities Drafter	Sent for Approval
2/14/2005	1	Utilities Drafter	Sent for Approval
2/10/2005	1	Utilities Drafter	Sent for Approval

**BACKGROUND:** The original contract for the Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications provided for construction services for the removal of the sludge and improvements to the embankments. This modification provides for additional Construction services that could not be initially foreseen due to field conditions encountered during the construction, which required additional excavation of sludge and increased sludge removal.

**EMERGENCY PROVISION:** Emergency legislation is being requested to provide these services concurrently with the ongoing construction contract, and so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management.

**CC 329.16 CONTRACT MODIFICATIONS:**

1. Amount of additional funds to be expended under this modification: \$262,229.00.
2. The extent of additional services could not be initially foreseen due to field conditions encountered during construction .
3. The work under this contract modification is a continuation of work previously performed by the Contractor, therefore, no other processes were used for procurement of these services.
4. The cost of this modification is based on material and labor, and was negotiated between the Consultant and the City, as documented by the Consultant's quotation letter, and verified by the Project Engineer.

**CONTRACT AMOUNT:**

Original contract amount	\$ 3,460,784.25
Modification No.1	\$ 262,229.00
New contract amount	\$ 3,723,013.25

**FISCAL IMPACT:** The last authorization for expenditures for construction on this project occurred June 21, 2004 for the original contract in the amount of \$3,460,784.25. The 2004 C.I.B. is being amended and funds are being transferred to provide funding for this project.

**CONTRACT COMPLIANCE NUMBER:** 31-1023518

To authorize the Director of Public Utilities to modify the contract with Kokosing Construction Company, Inc., for the Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications project, for the Division of Water, and to authorize the expenditure of \$262,229.00 from the Waterworks Enlargement Voted 1991 Bonds Fund, to amend the 2004 C.I.B., to authorize the City Auditor to transfer funds within the Waterworks Enlargement Voted 1991 Bonds fund, and to declare an emergency. (\$262,229.00)

WHEREAS: Contract No. EL-004386 was authorized by Ordinance No. 0819-04, passed June 21, 2004, was executed and approved by the City Attorney on July 22, 2004, and

WHEREAS: It is necessary to modify Contract No. EL-004386 to provide for Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications, and

WHEREAS: This modification provides for an increase of \$262,229.00 to this contract, and

WHEREAS: This modification provides for additional construction services that could not be foreseen due to field conditions encountered during the construction, and

WHEREAS: An emergency exists in the usual daily operation of the Division of Water, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify Contract No. EL-004386, for Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications project, and it is necessary to provide these construction services

concurrently with the ongoing construction contract, and so as to allow the financial transaction to be posted in the City's accounting system as soon as possible, therefore emergency legislation is being requested, for the preservation of public health, peace, property and safety now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. The Director of Public Utilities be and is hereby authorized to modify Contract No. EL-004386 with Kokosing Construction Company, Inc. in the amount of \$262,229.00, for Hap Cremean Water Plant Lagoons Nos. 2 and 3 Sludge Removal and Lagoon Modifications project, for the Division of Water, Department of Public Utilities, Contract No. 1030 Part 1, terms and conditions of which are on file in the office of the Division of Water.

Section 2. That for the purpose of paying the cost thereof, the expenditure of \$262,229.00 is hereby authorized from the Waterworks Enlargement Voted 1991 Bonds Fund, Fund 606, Department of Public Utilities, Division of Water, Dept./Division No. 60-09, Object Level Three 6623, Project No. 690331, OCA Code 606331.

Section 3. The City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account 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 funded by monies from more than one source.

Section 4. The City Auditor is hereby authorized and directed to transfer funds from within the Waterworks Enlargement Voted 1991 Bonds Fund, Fund No. 606, Department of Public Utilities, Division of Water, as follows:

FROM:	690471 PAWP Electrical Service Upgrade	\$254,828.25
	OCA Code 606471	
	690251 O'Shaughnessy Dam Hydroelectric	\$7,400.00
	OCA Code 690251	
TO:	690331 HCWP Lagoons No. 2 & 3 Sludge Removal	\$ 262,228.25
	OCA Code 606331	

Section 5. That Section 1, Public Utilities/Water 60-09 of Ordinance 1059-2004 is hereby amended as follows:

690331	HCWP Lagoons No. 2 & 3 Sludge Removal	\$3,723,013	*(1)*
690471	PAWP Electrical Service Upgrade	\$45,171	*(2)*
690251	O'Shaughnessy Dam Hydroelectric	\$298,350	*(3)*

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby 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.

2004 Original Budget	2004 Amended Budget	Comments
*(1)* \$3,460,785	\$3,723,013	Authority Increased
*(2)* \$300,000	\$45,171	Authority Reduced
*(3)* \$305,750	\$298,350	Authority Reduced