



Legislation Text

File #: 1876-2023, Version: 1

**1. BACKGROUND:** This ordinance authorizes the Director of Public Utilities to enter into a contract modification for professional engineering services with Burgess & Niple, Inc. for the Blueprint 5th x Northwest Sunrise/Glenn CIP #650870-109151 and Sunrise/Glenn Water Line Improvements CIP# 690236-100118, in an amount up to \$459,272.20.

To date, the consultant has conducted the required field investigations, property investigations, hydraulic modeling & alternative analysis to determine the preferred alternative. The consulting team used this data to prepare two sets of contract drawings for the two components comprising the preferred alternative, which consist of bio retention areas within the right-of-way (CC drawings) and permeable pavement (Dr. E drawings).

Future work will consist of assisting in the preparation of the construction bid documents and specifications, bidding the work, and performing engineering services during construction for the construction of the bio retention areas, permeable pavement, lateral lining, and roof redirection work associated with this project area.

Planning areas for this project is “42 - Fifth by Northwest”.

**1.1 Amount of additional funds to be expended: \$459,272.20**

Original Contract	\$ 1,043,247.72 (ORD 2107-2016 PO027435)
Renewal #1	\$ 1,257,388.86 (ORD 0252-2020 PO221919)
Modification 1	\$ 24,991.27 (ORD 1882-2021 PO287988)
<u>Modification 2</u>	<u>\$ 459,272.20 (Current)</u>
<b>CONTRACT TOTAL</b>	<b>\$ 2,784,900.05</b>

**1.2. Reason other procurement processes are not used:**

Re-bid of the project will likely result in a higher project costs as much of the project history would be lost and would need to be rediscovered by another consultant unless the new RFP were won by the same consultant. In such a case, we would have missed significant time in acquiring and evaluating the new proposals without significant benefit.

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

A cost estimate for the proposed scope of work was prepared by Burgess & Niple and reviewed by DOSD. The total renewal includes total labor cost (direct labor multiplied by the hourly cost multiplier). These prices were agreed upon with the previous modifications and were not to exceed the maximum labor rates established.

**2. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:**

This project is being completed as part of the City’s Blueprint Columbus program. This project will construct various types of green infrastructure (GI) throughout the neighborhood which will provide a higher water quality within the region by treating the surface runoff before it discharges to the waterways. The project will also rehabilitate the existing sanitary sewer laterals and install or redirect new roof downspouts so as to reduce inflow and infiltration (I&I) within the sanitary sewer system which will result in fewer water in basements (WIBs), reduced sanitary sewer flows and decreased sanitary sewer overflows (SSOs).

Community outreach is big part of these projects and the initial public meetings have been held. Subsequent meetings with other interested, neighborhood committees have also been held to inform them of the potential changes.

**3. CONTRACT COMPLIANCE INFO:**

Burgess & Niple, Inc.'s contract compliance number is CC004425 and expires 2/9/24.

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

**4. MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM**

This contract was put in place prior to the implementation of the City of Columbus MBE/WBE Program and is not subject to the requirements of that program. Burgess & Niple, Inc. is classified as a majority company by the City's Office of Diversity and Inclusion. Burgess & Niple, Inc. anticipates performing all of the work on this contract modification.

The certification of Burgess & Niple, Inc. was in good standing at the time the bid was awarded.

**5. FISCAL IMPACT**

An amendment to the 2023 Capital Improvement Budget is needed to align budget authority with the proper projects. Amendments to the 2023 Capital Improvement Budget are contingent upon approval of the 2023 Capital Improvement Budget. Funds also need to be transferred between projects within the Sanitary Bond Fund, Fund 6109, and the Water Bond Fund, Fund 6006 to align cash with the proper project.

To authorize an amendment to the 2023 Capital Improvement Budget; to authorize the transfer of funds within the Sanitary Bond Fund and the Water Bond Fund; to authorize the Director of the Department of Public Utilities to modify and increase the contract with Burgess & Niple, Inc. for the Blueprint 5th x Northwest Sunrise/Glenn and Sunrise/Glenn Water Line Improvements; and to authorize an expenditure of up to \$446,035.03 within the Sanitary Bond Fund, and an expenditure of \$13,237.17 within the Water Bond Fund to pay for the contract modification. (\$459,272.20)

**WHEREAS**, the Department of Public Utilities is engaged in the Blueprint 5th x Northwest Sunrise/Glenn and Sunrise/Glenn Water Line Improvements; and

**WHEREAS**, Contract No. PO050804 was authorized by Ordinance No. 2107-2016, for the Blueprint 5th x Northwest Sunrise/Glenn and Sunrise/Glenn Water Line Improvements; and

**WHEREAS**, Contract Renewal #1 PO221919 was authorized by Ordinance No. 0252-2020, was needed for detailed design services; and

**WHEREAS**, Contract Modification #1 PO287988 was authorized by Ordinance No. 1882-2021, was needed for detailed design services; and

**WHEREAS**, a planned contract modification is needed for additional engineering services; and

**WHEREAS**, it is necessary for Council to authorize the Director of Public Utilities to modify the professional engineering services agreement with Burgess & Niple, Inc. for the Blueprint 5th x Northwest Sunrise/Glenn and Sunrise/Glenn Water Line Improvements; and

**WHEREAS**, an amendment to the 2023 Capital Improvement Budget is needed to align budget authority with the proper project; and

**WHEREAS**, it is necessary to transfer funds within the Sanitary Bond Fund, Fund 6109 and the Water Bond Fund, Fund 6006 to align cash with the proper project; and

**WHEREAS**, it is necessary to expend funds from the Sanitary Bond Fund and the Water Bond Fund to pay for the

contract renewal; **NOW, THEREFORE,**

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

**SECTION 1.** That the 2023 Capital Improvement Budget authorized by Ordinance 1711-2023 be amended as follows to establish sufficient budget authority for this project:

**Fund / Project Number / Project Name (Funding Source) / Current Authority/ Revised Authority / Change**

6109 / 650872-153001 / Blueprint Hilltop 1 Palmetto / Westgate Lateral Lining Project 1 (Sanitary Bond Carryover) / \$451,000.00 / \$4,965.00 / (\$446,035.00)

6109 / 650870-109151 / Blueprint 5th x Northwest Sunrise Glenn (Sanitary Bond Carryover) / \$0.00 / \$446,035.00 / \$446,035.00

6006 / 690236-100120 / Newton/Bedford WL Imp's (Water Bond Carryover) / 60,000.00 / \$46,763.00 / (\$13,237.00)

6006 / 690236-100118 / Blueprint 5th x Northwest Sunrise Glenn (Water Bond Carryover) / \$0.00 / \$13,237.00 / \$13,237.00

**SECTION 2.** That the transfer of \$446,035.03, or so much thereof as may be needed, is hereby authorized between projects between within the Sanitary Bond Fund, Fund 6109, per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer of \$13,237.17, or so much thereof as may be needed, is hereby authorized between projects between within the Water Bond Fund, Fund 6006, per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Utilities is hereby authorized to modify and increase the professional engineering services contract with Burgess & Niple, Inc., 330 Rush Alley, Suite 700, Columbus, Ohio 43215; for the Blueprint 5th x Northwest Sunrise/Glenn and Sunrise/Glenn Water Line Improvements, in an amount up to \$459,272.20.

**SECTION 5.** That an expenditure of \$459,272.20, or so much thereof as may be needed, is hereby authorized from the Sanitary Bond Fund, Fund 6019 and Water Bond Fund, Fund 6006 to pay for this contract modification per the accounting codes in the attachment to this ordinance.

**SECTION 6.** Funds are hereby deemed appropriated and expenditures and transfers authorized to carry out the purposes of this ordinance and the City Auditor shall establish such accounting codes as necessary.

**SECTION 7.** 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 8.** That 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.

**SECTION 9.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.