



## Legislation Text

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File #: 1323-2012, Version: 1

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### 1. **BACKGROUND:**

**Need.** This legislation authorizes the Director of Public Utilities to modify the professional engineering services agreement with Stantec Consulting Services, Inc. for the Skyline Drive Sanitary Sewer Assessment Project. This modification is required to revise construction plans and easement descriptions to reflect easement negotiation results and updated design standards. The additional funds are also needed to address increased OEPA Permit To Install (PTI) fees and increased consultant labor costs due to hourly rates increases since the Mod. 1 initiated in 2002. It was not known in 2008, when Modification No. 3 was executed, that the construction on the project would be delayed until 2012 due to easement acquisition delays and assessment project procedural issues.

**Amount of additional funds to be expended: \$32,253.72**

Original Contract	\$ 111,025.35
Modification No. 1	\$ 81,650.36
Modification No. 2	\$ 30,020.92
Modification No. 3	\$ 20,000.00
<b>Modification No. 4 (current)</b>	<b>\$ 32,253.72</b>
<u>Modification No. 5 (future - estimate)</u>	<u>\$ 50,000.00</u>
<b>CURRENT PROPOSED TOTAL</b>	<b>\$ 324,950.35</b>

**Reasons additional goods/services could not be foreseen:**

This modification is required to revise construction plans and easement descriptions to reflect easement negotiation results and updated design standards. The additional funds are also needed to address increased OEPA Permit To Install (PTI) fees and increased consultant labor costs due to hourly rates increases since the Mod. 1 initiated in 2002.

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

It was not known in 2008, when Modification No. 3 was executed, that the construction on the project would be delayed until 2012 due to easement acquisition delays and assessment project procedural issues.

**How cost of modification was determined:**

The relatively minor nature of changes, and also a need to address increased labor rates for the consultant make bidding this Modification out impractical.

B. **Contract Compliance No.:** 11-2167170 | 12/21/2013 | MAJ

This company is not listed on the Federal Exclusion database nor is it been debarred by the State of Ohio's Auditor of State.

C. **Emergency Designation:** Emergency designation is not requested.

2. **Fiscal Impact:** This legislation authorizes the transfer and expenditure of funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664, and an amendment to the 2012 Capital Improvement Budget.

To authorize the Director of Public Utilities to enter into a planned contract modification with Stantec Consulting Services, Inc. for professional engineering services for the Skyline Drive Sanitary Sewer Assessment Project; to authorize

a transfer within and expenditure of \$32,253.72 from the Sanitary Sewer General Obligation Bond Fund; and to amend the 2012 Capital Improvements Budget. (\$32,253.72)

**WHEREAS**, The original contract EL002095 with FMSM, Inc. (Stantec's predecessor) was to provide detailed design services needed for stormwater improvements in connection with the Skyline Drive Area Assessment sewer Project, was authorized by Ordinance No. 1723-2001, and was executed February 12, 2002; and

**WHEREAS**, Modification No. 1, contract number EL002608 was authorized by Ord No. 0912-2002 ; executed on September 10, 2002; and signed by the Attorney on September 13, 2002; to provide funds for preparation of the construction plans, specifications and easement descriptions which were required to complete the sanitary sewer assessment project; and

**WHEREAS**, Modification No. 2 to Contract EL005394 was authorized by Ord No. 0198-2005 passed by Columbus City Council on February 28, 2005; executed on June 24, 2005; and signed by the Attorney on June 29, 2005; to provide funds for plan preparation for existing water line relocation along Skyline Drive, to compensate FMSM for project delays associated with reconnections of county Home Septic Disposal Systems (HSDS) into the new storm sewer system, and to design additional storm sewers along both sides of Skyline Drive; and

**WHEREAS**, Modification No. 3 to Contract EL008014 was authorized by Ord No. 0043-2008 passed by Columbus City Council on April 14, 2008; executed on May 5, 2008; and signed by the Attorney on May 9, 2008; to provide funds for coordination between the stormwater and sanitary sewer assessment projects resulted in a need to revise and update easements and construction plans, and also for dealing with the Home Septic Disposal System (HSDS) issues; and

**WHEREAS**, it is necessary to authorize the transfer within and expenditure of monies from the Sanitary Sewer General Obligation Bond Fund, Fund 664 to provide sufficient funding for the aforementioned project; 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 expenditure; and

**WHEREAS**, it is necessary to authorize the Director of Public Utilities to modify the aforementioned professional engineering services contract with Stantec Consulting Services, Inc. to provide additional funding to address increased OEPA Permit To Install (PTI) fees and increased consultant labor costs due to hourly rates increases since the Mod. 1 initiated in 2002, pursuant to the proper management and timely completion of the 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 a professional engineering services agreement with Stantec Consulting Services, Inc., 1500 Lake Shore Drive, Suite 500, Columbus, Ohio, 43204, in connection with the Skyline Drive Area Assessment sewer Project, in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$32,253.72 within the Sanitary Sewer General Obligation Fund, Fund 664 | Division of Sewerage and Drainage | Div. 60-05 | Obj Lvl 3 6676;

**FROM:**

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

664 | 650033-100000 | Big Walnut Trunk Sewer 6F | 650033 | -\$32,253.72

**TO:**

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

664 | 650688-100000 | Skyline Drive Sanitary Sewer Assessment | 664688 | +\$32,253.72

**SECTION 3.** That the 2012 Capital Improvements Budget Ordinance No. 0368-2012 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein.

<u>Project No.</u>	<u>Project Name</u>	<u>Current Authority</u>	<u>Revised Authority</u>	<u>(Change)</u>
664   650033-100000	Big Walnut Trunk Sewer 6F	\$0	\$2,203,552	+\$2,203,552 (from cancellation)
664   650033-100000	Big Walnut Trunk Sewer 6F	\$2,203,552	\$2,171,299	-\$32,254
664   650688-100000	Skyline Drive Sanitary Sewer Assessment	\$0	\$32,254	+\$32,254

**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 664 | Olentangy Scioto Interceptor Sewer - Downtown Odor Control Project | Project No. 650688-100000 | Obj Lvl 3 6676 | 664688 | Amount \$32,253.72

**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.