



## Legislation Text

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**File #: 0838-2015, Version: 1**

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### 1. **BACKGROUND:**

This legislation authorizes the Director of Public Utilities to modify and increase an existing contract (EL015546) with The Righter Company for the 2013 General Construction Project for the Division of Sewerage and Drainage. The work for which the original proposals were invited consisted of miscellaneous sanitary and storm sewer structural repairs and installations and emergency work as directed by the Division of Sewerage and Drainage.

Due to a sewer collapse on Spring Street which required an immediate response to temporarily restore and maintain flow in a 36" combined sewer, support and protect adjacent public and private utility infrastructure, and secure the work area to provide public safety for vehicular and pedestrian traffic in downtown Columbus, a modification to the original contract is necessary to increase the contract amount to cover the cost of the authorized repair and fully restore sewer service to the area.

**VENDOR:** The Righter Company, Inc.: 31-0889208 (MAJ) (Expires 11/13/2016)

1. **Amount of additional funds:** Total amount of additional funds needed for this contract modification is ADD \$750,000.00. Total contract amount including this modification is \$2,965,000.00.
2. **Reason additional funds were not foreseen:** The need for additional funds was not known at the time of the initial contract. Due to the emergency sewer collapse on Spring Street in downtown Columbus it was necessary to authorize immediate work by the contractor to access and begin stabilization of the sewer line.
3. **Reason other procurement processes not used:** Due to the emergency nature of the repair a general contractor was needed immediately to assess the sewer collapse and begin stabilization and repair. Work under this modification is a continuation of services included in the scope of the original solicitation.
4. **How was cost determined:** The Department of Public Utilities and The Righter Company, Inc. negotiated the cost of the planned contract modification.

**FISCAL IMPACT:** This ordinance authorizes the transfer and expenditure up to \$750,000 for a modification to the 2013 General Construction Project from the Sanitary Sewer General Obligation Bond Fund, Fund 664 and to amend the 2015 Capital Improvements Budget.

To authorize the Director of Public Utilities to modify and increase an existing construction contract with The Righter Company for the 2013 General Construction Project for the Division of Sewerage and Drainage; to authorize the transfer within and expenditure of \$750,000.00 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2015 Capital Improvements Budget; and to declare an emergency. (\$750,000.00)

**WHEREAS,** the Department of Public Utilities and the Division of Sewerage and Drainage require support for

miscellaneous sanitary and storm sewer structural repairs and installations and emergency work; and

**WHEREAS**, The Righter Company was selected based on criteria set forth by Columbus City Code; and

**WHEREAS**, it is necessary to authorize the transfer within and expenditure up to of \$750,000.000 from the Sanitary Sewer General Obligation Bond Fund, Fund 664 for purposes of providing budget authority and sufficient funding for the aforementioned project expenditure; and

**WHEREAS**, it is necessary to authorize an amendment to the 2015 Capital Improvement Budget for purposes of creating and providing sufficient budget authority for the aforementioned expenditure; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, in that it is immediately necessary to authorize the Director to modify and extend an existing construction contract (EL015546) with The Righter Company for the 2013 General Construction 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 is authorized to modify and extend an existing construction contract (EL015546) with The Righter Company, 2424 Harrison Rd, Columbus, OH 43204, for the 2013 General Construction Project in accordance with the terms and conditions of the contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$750,000.00 within the Department of Public Utilities, Division of Sewerage and Drainage | Dept. /Div. No. 60-05 | Sewerage and Drainage Sanitary Sewer General Obligation Bond Fund | Fund 664 | Object Level Three 6630, as follows:

**From:**

**Project No. | Project Name | OCA Code | Change**

650725-100007 (carryover) | Big Walnut Trunk Sewer-South | 647257 | -\$750,000.00

**To:**

**Project No. | Project Name | OCA Code | Change**

650745-100005 (carryover) | 2013 General Construction Contract | 647455 | +\$750,000.00

**SECTION 3.** That the Director of Public Utilities be and hereby is authorized to expend up to a total of \$750,000.00 in the following manner:

Div. 60-05| Fund 664 | 650745-100005 (carryover) | 2013 General Construction Project | Object Level Three 6630 | 647455 | \$750,000.00

**SECTION 4.** That the 2015 Capital Improvements Budget is hereby amended as follows, to provide sufficient budget authority for the Capital Improvement Projects listed herein:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | (Change)**

650725-100007 (carryover) | Big Walnut Trunk Sewer-South | \$1,200,000 | \$450,000 | (-\$750,000)

650745-100005 (carryover) | 2013 General Construction Contract | \$0 | \$750,000 | +\$750,000

**SECTION 5.** That the said firm, The Righter Company, 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 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 7.** 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 8.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 9.** 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 10.** That for the reasons stated in the preamble hereto, 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.