



Legislation Text

File #: 1396-2010, Version: 1

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to execute a planned contract modification (#4) for professional engineering services with DLZ Ohio, Inc. in connection with the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS) (Engineering & Design) from the Henry Street Regulator to the Jackson Pike Wastewater Treatment Plant; to authorize the transfer within and expenditure of \$2,153,622.82 from the Sanitary Build America Bond (B.A.B.'s) Fund; and to amend the 2010 Capital Improvements Budget.

This portion of the project will complete the design and bidding services for Phase 2 of OARS. This modification will provide engineering services during construction of OARS, including shop drawing reviews, responding to requests for information, interpretation of contract documents, review of construction details, start-up assistance, preparation of record drawings, and other services required during construction. This project will be modified annually to keep controls and costs in check.

The original contract for DLZ Ohio, Inc. was for the design of Phase 1 of the OSIS Augmentation and Relief Sewer (OARS). The work included the design of a 15,000 foot long large diameter conduit via open-cut methods and other facilities and appurtenances to convey Combined Sewer flows from the vicinity of the Whittier Street Storm Standby Tanks south to the vicinity of the Jackson Pike Wastewater Treatment Plant.

Future modifications are anticipated at this time for engineering services during construction. A summary of the design contract, legislation and ordinance dates and funding amounts is as follows:

1.1 Amount of additional funds to be expended: \$2,139,082.82

| | | |
|----------------------------------|------------------------|------------------------|
| Original Contract Amount: | OARS Phase 1 | \$ 5,622,070.00 |
| Modification #1: | OARS Phase 2, 3 & 4 | \$ 0.00 |
| Modification #2: | OARS Phase 1 through 4 | \$ 8,925,509.96 |
| Modification #3: | OARS Revisions | \$ 2,139,082.82 |
| <u>Modification #4 (Current)</u> | Eng. During Const | <u>\$ 2,153,622.82</u> |
| Total (Orig. + Mod's # 1-4) | | \$18,840,285.60 |

Future Modifications (5 - 9) Estimated Cost \$10,000,000.00

1.2 Reasons additional goods/services could not be foreseen.

This was a planned modification. Due to the large cost and long duration associated with the design of this project, the contract was established to be funded incrementally. The proposed modification amount is \$2,153,622.82 which includes a 10% contingency amount that will be utilized to fund any needed and approved changes in the work.

1.3. Reason other procurement processes are not used:

This modification provides costs to complete the detailed design and preparation of construction documents as part of the planned incremental funding.

1.4. How cost of modification was determined:

The scope of services and costs were negotiated with DLZ by the Administrator of the Division and the division's project manager.

2. MULTI-YEAR CONTRACT:

This ordinance will authorize the expenditure of \$2,153,622.82. The Department anticipates requesting additional appropriations to this contract for the fiscal years 2010 through 2015, through planned contract modifications duly authorized by City Council. Under the terms of this contract, the City has the right to contract for additional services to fulfill emergency capital improvements related needs subject to the approval of a contract modification by City Council. The rates schedules established within this contract will remain in force throughout the life of the contract.

3. FISCAL IMPACT:

This ordinance authorizes the transfer within and expenditure of \$2,153,622.82 from the Sanitary Build America Bond (B.A.B.'s) Fund; and to amend the 2010 Capital Improvements Budget to establish sufficient budget authority for this ordinance.

4. CONTRACT COMPLIANCE INFO: 31-1268980 | MAJ | Expiration Date: 03/10/2011

5. Emergency Designation: No emergency designation is requested for this legislation

This legislation authorizes the Director of Public Utilities to execute a planned contract modification (#4) for professional engineering services with DLZ Ohio, Inc. in connection with the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS) (Engineering & Design) from the Henry Street Regulator to the Jackson Pike Wastewater Treatment Plant; to authorize the transfer within and expenditure of \$2,153,622.82 from the Sanitary Build America Bond (B.A.B.'s) Fund; and to amend the 2010 Capital Improvements Budget. (\$2,153,622.82)

WHEREAS, it is necessary to authorize a planned contract modification (#4) for professional engineering services with DLZ Ohio, Inc. for the Division of Sewerage and Drainage for the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS) (Engineering & Design) from the Henry Street Regulator to the Jackson Pike Wastewater Treatment Plant to provide engineering services will include: shop drawing reviews, requests for information, interpretation of contract documents, review of construction details, start-up assistance, preparation of record drawings, and other services required during construction; and

WHEREAS, the initial funding of Contract No. EL005911 for \$5,622,070, was authorized by Ordinance No. 1354-2005, as passed February 27, 2006, executed March 22, 2006, and approved by the City Attorney on March 23, 2006, for the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS); and

WHEREAS, Modification No. 1 was authorized by Ordinance No. 0050-2007 and as passed April 16, 2007. No money was involved in this modification as only a change in Scope took place; and

WHEREAS, Modification No. 2 for Contract No. EL007666 for \$8,925,509.96, was authorized by Ordinance No. 1569-2007, as passed November 12, 2007, executed January 16, 2008, and approved by the City Attorney on January 24, 2008; and

WHEREAS, Modification No. 3 for Contract No. EL009865 for \$2,139,082.82 was authorized by Ordinance N0. 1253-2009, as passed October 26, 2009, executed December 16, 2009, and approved by the City Attorney on December 16, 2009; and

WHEREAS, it is necessary to authorize the transfer and appropriation of funds from the Sanitary Build America Bond (B.A.B.'s) Fund for purposes of providing sufficient funding for the sanitary expenditure; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Voted Sanitary Sewer Bond Fund; and

WHEREAS, it is necessary to authorize an amendment the 2010 Amend Capital Improvement Budget for purposes of creating and providing sufficient budget authority for the aforementioned expenditure; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional services agreement with DLZ Ohio, Inc. for the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS) from the Henry Street Regulator to the Jackson Pike Wastewater Treatment Plant Project at the earliest practicable date; for the preservation of the public health, peace, property, safety, and welfare; **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 Contract No. EL005911 with DLZ Ohio, Inc., 6161 Huntley Rd., Columbus, Ohio 43229-1003, for professional engineering services in connection with the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS) (Engineering & Design) from the Henry Street Regulator to the Jackson Pike Wastewater Treatment Plant Project, in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the City Auditor is hereby authorized to transfer of \$2,153,622.82 within the Department of Public Utilities, Division of Sewerage and Drainage, Dept/Div. No. 60-05, Sewerage and Drainage Sanitary B.A.B.s (Build America Bonds) Fund, Fund No. 668, Object Level Three 6676, as follows:

From:

Project No. | Project Name | OCA Code | Change

650704-100002 | OSIS + OARS Henry St. Phase 2 | 668704 | (-\$2,153,622.82)

To:

Project No. | Project Name | OCA Code | Change

650704-100000 | OSIS + OARS (Engineering & Design) Henry St. Regulator to JPWWTP | 650704 | (+\$2,153,622.82)

Section 3. That the Director of Public Utilities be and hereby is authorized to expend a total of \$2,153,622.82 from the Sanitary B.A.B.s (Build America Bonds) Fund into the Olentangy-Scioto Interceptor Sewer (OSIS) Augmentation and Relief Sewer (OARS) (Engineering & Design) from the Henry Street Regulator to the Jackson Pike Wastewater Treatment Plant Project | Fund 668 | Div. 60-05 | Proj. 650704-100000 | OCA Code 650704 | Object Level Three 6676.

Section 4. That the 2010 Capital Improvements Budget Ordinance 0564-2010 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein:

Project No. | Project Name | Current Authority | Revised Authority | (Change)

650704-100002 | OSIS + OARS Henry St. Phase 2 | \$9,500,000 | \$7,346,377 | (-\$2,153,623)

650704-100000 | OSIS + OARS (Engineering & Design) Henry St. Regulator to JPWWTP | \$0 | \$2,153,623 | (+\$2,153,623)

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 Director of Public Utilities 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 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 10. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.