



## Legislation Text

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**File #: 0283-2009, Version: 1**

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**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Pro-Tech Engineering, Inc., in the amount of \$428,400.00 in connection with the SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project.

**2. CONSTRUCTION CONTRACT AWARD:** The Director of Public Utilities publicly opened two bids on October 29, 2008. These bids were received from: Royal Electric, \$418,800.00; and Pro-Tech Engineering, Inc., \$428,400.00.

Although Royal Electric's bid was lower, it was considered non-responsive because the document was not submitted in its entirety; therefore, the lowest and best bid was from Pro-Tech Engineering, Inc. in the amount of \$428,400.00. Additional information regarding each bidder, description of work, contract timeframe, and detailed amounts can be found on the attached Legislation Information Form.

**Contract Compliance Information:** 34-1540259, expires 02/06/2011, Majority

**3. FISCAL IMPACT:** This ordinance authorizes the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for this expenditure. Monies for this contract will be provided from an upcoming Bond Sale via the transfer detailed in this ordinance.

**4. EMERGENCY DESIGNATION:**

No emergency designation is requested for this ordinance.

To authorize the Director of Public Utilities to enter into a construction contract with Pro-Tech Engineering, Inc., for the SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project; to authorize the transfer and appropriation of \$428,400.00 from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund; and to authorize the expenditure of \$428,400.00 within the Voted Storm Sewer Bond Fund, for the Division of Sewerage and Drainage (\$428,400.00).

**WHEREAS**, two competitive bids for the construction of the SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project were received on October 29, 2008, whereupon it was determined that Pro-Tech Engineering, Inc., submitted the lowest, best, most responsive and responsible bid proposal; and

**WHEREAS**, it is necessary to authorize the transfer and appropriation of funds from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund for purposes of providing sufficient funding for this project 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 enter into a construction contract with Pro-Tech Engineering, Inc., for the SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project; to authorize the expenditure of necessary funds from the Voted Storm Sewer Bond Fund; at the earliest practical date; and

**WHEREAS**, in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, it is necessary for this Council to authorize the Director of Public Utilities to execute a construction contract with Pro-Tech Engineering, Inc., for the SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project for the immediate preservation of the public health, peace, property, and safety; at the earliest practicable 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 award and execute a contract for the construction of the SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project, with the lowest, and best bidder, Pro-Tech Engineering, Inc., 4500 Snodgrass Road, Mansfield, Ohio 44903, in the amount of \$428,400.00, 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 from the unappropriated monies in the Storm Sewer Reserve Fund No. 690, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2008, the sum of \$428,400.00 is hereby appropriated to the Division of Sewerage and Drainage: Division 60-15 | OCA Code 690001 | Object Level One 10 | Object Level Three 5502.

**Section 3.** That the City Auditor is hereby authorized to transfer a total of \$428,400.00, from the Storm Sewer Reserve Fund to the Voted Storm Sewer Bond Fund 685, into the SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project, Project 610892, at such time as deemed necessary by the Auditor, and to expend said funds, or so much thereof as may be necessary.

**Section 4.** That the \$428,400.00 is hereby appropriated for SCADA Upgrade & Improvements Scioto Floodwall Flood Gates Project, within the Voted Storm Sewer Bond Fund | Fund 685 | Division 60-15 | Project 610892 | OCA Code 685892 | Object Level Three 6621.

**Section 5.** That upon obtaining other funds for the purpose of funding storm sewer system capital improvement work, the City Auditor is hereby authorized to repay the Storm Sewer System Reserve Fund the amount transferred above, and said funds are hereby deemed appropriated for such purposes.

**Section 6.** 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 7.** That the expenditure of \$428,400.00, or as much thereof as may be needed, is hereby authorized from the Voted Storm Sewer Bond Fund No. 685 | Division 60-15 | Project 610892 | OCA Code 685892 | Object Level Three 6621.

**Section 8.** 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 no longer required for said project; except that no transfer shall be made from a project by monies from more than one source.

**Section 9.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**Section 10.** 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 11.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.