



# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

## Legislation Text

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File #: 2729-2012, Version: 1

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### 1. **BACKGROUND:**

**A. Need.** This legislation authorizes the Director of Public Utilities (DPU) to enter into a contract modification (Mod #6) with TFH-EB, DBA The Waterworks, for Project Dry Basement (PDB) and authorize the expenditure of up to \$20,000. The purpose of this program is to reduce water-in-basement occurrences in residential homes in the City of Columbus. Project Dry Basement Program was implemented in 2004 and authorized the Director of Public Utilities to enter into necessary agreements with homeowners and contract with licensed plumbers to perform work related to the installation of devices that are appropriate for the elimination of water in basement (WIBs) in residences within the City of Columbus. These devices typically include an approved backwater prevention valve, but in some instances may include a sump pump. Sump pumps will be installed only where necessary. Other devices may be considered if deemed necessary to protect a residence from future WIBs incidents.

A contracted plumber is assigned by the division to complete the necessary installations. Contracting procedures comply with the provisions of Section 329.09 of Columbus City Codes. The contracted plumbers are required to secure any necessary permits and all work must be inspected and approved by appropriate City inspection personnel. Division personnel secure a release of future liability from the homeowner and pay the contracted licensed plumber directly.

#### **Amount of additional funds to be expended: \$20,000.00**

Original Contract	\$ 1,000,000.00
Modification No. 1	\$ 1,000,000.00
Modification No. 2	\$ 200,000.00
Modification No. 3	\$ 800,000.00
Modification No. 4	\$ 500,000.00
Modification No. 5	\$ 250,000.00
<u>Modification No. 6</u>	<u>\$ 20,000.00</u>
CURRENT PROPOSED TOTAL	\$ 3,770,000.00

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

This modification is a continuation of the existing program and will cover the additional cost required to complete on going work.

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

This is a multi-year project that anticipated additional funding requests through contract modifications. It would not be cost effective or beneficial to homeowners to delay this process at this time.

#### **How cost of modification was determined:**

The amount of this modification is enough to continue the program and allow for processing of the backlog work while allowing enough time to establish and complete the WIB process without disruption to homeowners.

**B. Economic Impact:** This project reduces the occurrences of water in basement for homeowners caused by a mainline sewer blockage or a mainline sewer surcharge.

**C. Contract Compliance No.:** 31-1162504 | MAJ Expires 12-2-14

**D. Emergency Designation:** Emergency designation **is not** requested at this time.

**E. Fiscal Impact:** This legislation authorizes the expenditure of funds in the amount of \$20,000.00 from the Sanitary Sewer General Obligation Bond Fund.

To authorize the Director of Public Utilities to enter into a contract modification agreement with TFH-EB Inc., DBA - The Waterworks for the Project Dry Basement program; to authorize the expenditure of \$20,000.00 from the Sanitary Sewer General Obligation Bond Fund. (\$20,000.00)

**WHEREAS,** The original contract numbers for the Project Dry Basement were as follows: EL004552, EL005300, EL004536, EL005307, EL004546, and EL005295 which were authorized by Ordinance No. 0856-2004, as passed by Columbus City Council on July 12, 2004, for date of execution of the contract by the Director of Public Utilities and signing date by the City Attorney see the attached form, the amount of total contract was \$1,000,000.00; and

**WHEREAS,** modification No. 1, contract numbers: EL005366, EL005368, and EL005377 were authorized by Ord No. 0839-2005 passed by Columbus City Council on May 23, 2005; for date of execution of the contract by the Director of Public Utilities and signing date by the City Attorney see the attached form, the amount of total contract was \$1,000,000.00; and

**WHEREAS,** modification No. 2, contract number EL005687 was authorized by Ord No. 1928-2005 passed by Columbus City Council on November 28, 2005; executed on December 13, 2005 by the Director of Public Utilities; and signed by the City Attorney on December 16, 2005 in the amount of \$200,000.00; and

**WHEREAS,** modification No. 3, contract numbers: EL007033, EL007016, and EL007034 were authorized by Ord No. 0040-2007 passed by Columbus City Council on March 12, 2007; for date of execution of the contract by the Director of Public Utilities and signing date by the City Attorney see the attached form, the amount of total contract was \$800,000.00; and

**WHEREAS,** modification No. 4, contract numbers: EL008978, EL008982, and EL008983 were authorized by Ord No. 1677-2008 passed by Columbus City Council on November 17, 2008; for date of execution of the contract by the Director of Public Utilities and signing date by the City Attorney see the attached form, the amount of total contract was \$500,000.00; and

**WHEREAS,** modification No. 5, contract numbers: EL0012146, EL0012147, and EL0012181 were authorized by Ord No. 1487-2011 passed by Columbus City Council on October 3, 2011; for date of execution of the contract by the Director of Public Utilities and signing date by the City Attorney see the attached form, the amount of total contract was \$250,000.00; and

**WHEREAS,** it is necessary to authorize the expenditure of \$20,000.00 in funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664; 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 contract modification with TFH-EB, DBA The Waterworks, in connection with the Project Dry Basement (PDB 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 agreement for

services with TFH-EB, DBA The Waterworks, 550 Schrock Rd, Columbus, Ohio 43229, in connection with Project Dry Basement, in accordance with the terms and conditions as shown in the agreement on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the Director of Public Utilities be and hereby is authorized to expend a total of \$20,000.00 from the Sewerage and Drainage Sanitary Sewer General Obligation Bond Fund, Fund 664, from the WWTF's Renovations and Rehabilitations | Fund 664 | Div. 60-05 | 650350-100000 | 664350 | Object Level Three 6678.

**SECTION 3.** That the said plumbing company, TFH-EB, DBA The Waterworks, shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 4.** 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 5.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 6.** 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 7.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.