



Legislation Text

File #: 0066-2023, Version: 1

**1.0 BACKGROUND:** This ordinance authorizes the Director of Public Utilities to execute a planned modification to the 2020 - 2022 Construction Administration/Construction Inspection (CA/CI) Services agreement with DLZ Ohio, Inc.

Funding for this modification will be for the following Division of Water project: Varsity Avenue Area Water Line Improvements, CIP No. 690236-100106, Community Planning Area 38 - Olentangy West

**1.1. Amount of additional funds to be expended: \$534,150.95**

Original Agreement Amount:	\$1,227,027.50	PO218447, PO218448/ PO235997, PO218450, PO218451, PO218452
Modification 1	\$ 54,610.00	PO228293
Modification 2	\$ 668,555.17	PO238163
Modification 3	\$ 66,002.17	PO253702
Modification 4	\$1,335,502.54	PO266814
Modification 5	\$ 328,804.02	PO272171, PO272160, PO272174, PO272176, PO272177
Modification 6	\$ 697,932.58	PO277886, PO277880, PO277882
Modification 7	\$ 997,459.48	PO315698
Modification 8	\$1,323,438.57	PO329845, PO329851, PO329855
Modification 9	\$247,109.24	PO337776
Modification 10	\$373,575.87	PO355138
Modification 11	\$907,699.53	(TBD - ORD 3193-2022)
Modification 12	\$136,005.59	(TBD - ORD 3245-2022)
Modification 13	\$459,092.57	(TBD - ORD 3256-2022)
Modification 14	\$133,788.46	(TBD - ORD 3320-2022)
Modification 15	\$161,019.30	(TBD---ORD 3334-2022)
Modification 16 (current)	\$534,150.95	
Total (Orig. + Mods)	\$ 9,651,773.54	

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

This is a three-year agreement for fiscal years 2020 - 2022 and modifications were anticipated and explained in the original legislation under Ordinance No. 0052-2020.

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

This is a multi-year contract that will be modified as required to provide construction administration/construction inspection services for construction projects that bid during the three year (2020-2022) time frame.

**1.4. How cost of modification was determined:**

Cost proposals were provided by DLZ Ohio, Inc., reviewed by the Division of Water, and deemed acceptable.

**2.0. CONTRACT COMPLIANCE INFO: CC-004939 | Exp. 10/24/24 | MBE | DAX #4939**

**3.0 ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:**

The contract with this modification will provide CA/CI services for a Division of Water project that will install Varsity

Avenue Area Water Line Improvements. Division of Water improvement projects include replacement or rehabilitation of water lines that have a high break frequency and valves that are inoperable. Replacement of these water lines will improve water service, decrease burden on water maintenance operations, and reduce water loss.

**4.0 FUTURE MODIFICATION(S):** The Department anticipates requesting additional future modifications to this contract as new construction projects begin during 2022.

**5.0 EMERGENCY DESIGNATION:** Emergency designation is requested to prevent a delay in the start of the Varsity Avenue Area Water Line Improvements construction project which would subject the City to delay charges.

**6.0 MINORITY AND WOMAN OWNED BUSINESS ENTERPRISE & SMALL LOCAL BUSINESS ENTERPRISE PROGRAM:** This contract was bid and implemented prior to the start of the City's MBE/WBE/SLBE program and is not subject to the requirements of the program. The prime contractor is a City certified MBE company.

**7.0 FISCAL IMPACT:** The needed funds are available and appropriated in the Water General Obligations Bond Fund, Fund 6006. An amendment to the 2022 Capital Improvement Budget is necessary to align budget authority with the proper project.

To authorize the Director of Public Utilities to execute a planned modification to the 2020-2022 Construction Administration/Inspection Services contract with DLZ Ohio for the Varsity Avenue Area Water Line Improvements Project for the Division of Water; to authorize an expenditure of up to \$534,150.95 within the Water General Obligations Bond Fund; to authorize an amendment to the 2022 Capital Improvements Budget; and to declare an emergency. (\$534,150.95)

**WHEREAS**, the original contract under Ordinance No. 0052-2020, passed February 10, 2020, authorized the agreement for Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 1 under Ordinance No. 0851-2020, passed May 4, 2020, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 2 under Ordinance No. 1459-2020, passed July 20, 2020, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 3 under Ordinance No. 2652-2020, passed December 7, 2020, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 4 under Ordinance No. 0030-2021, passed March 1, 2021, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 5 under Ordinance No. 0574-2021, passed March 29, 2021, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 6 under Ordinance No. 1050-2021, passed May 17, 2021, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 7 under Ordinance No. 3318-2021, passed January 21, 2022, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 8 under Ordinance No. 0891-2022, passed May 2, 2022, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 9 under Ordinance No. 1656-2022, passed June 27, 2022, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 10 under Ordinance No. 2412-2022, passed October 3, 2022, authorized Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 11 under Ordinance No. 3193-2022, currently going through Legistar approvals, seeks authorization of Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 12 under Ordinance No. 3245-2022, currently going through Legistar approvals, seeks authorization of Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 13 under Ordinance No. 3256-2022, currently going through Legistar approvals, seeks authorization of Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 14 under Ordinance No. 3320-2022, currently going through Legistar approvals, seeks authorization of Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 15 under Ordinance No. 3334-2022, currently going through Legistar approvals, seeks authorization of Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, Modification No. 16 (current) is needed to provide Construction Administration / Inspection Services for 2020 - 2022 for Department of Public Utilities capital improvements projects with DLZ Ohio, Inc.; and

**WHEREAS**, it is necessary to authorize an amendment to the 2022 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditures; and

**WHEREAS**, it is necessary to authorize an expenditure of up to \$534,150.95 within the Water General Obligations Bond Fund - Fund No. 6006; and

**WHEREAS**, this contract was bid and implemented prior to the start of the City's MBE/WBE/SLBE program and is not subject to the requirements of the program; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to authorize the Director to enter into a modification to the 2020 - 2022 Construction Administration/Construction Inspection (CA/CI) Services agreement with DLZ Ohio in order to prevent a delay in the start of the Varsity Avenue Area Water Line Improvements construction project which would subject the City to delay

charges, thereby preserving 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 is hereby authorized to modify and increase the 2020 - 2022 Construction Administration / Construction Inspection Services Contract with DLZ Ohio, Inc., 6121 Huntley Road, Columbus, Ohio 43229 (FID #31-1268980); in an amount of up to \$534,150.95 for the Division of Water's Varsity Avenue Area Water Line Improvements Project, in accordance with the terms and conditions of the contracts on file in the offices of the Department of Public Utilities.

**SECTION 2.** That the expenditure of up to \$534,150.95, or so much thereof as may be needed, is hereby authorized in the Water General Obligations Bond Fund - Fund No. 6006, per the accounting codes in the attachment to this ordinance.

**SECTION 3.** That the 2022 Capital Improvements Budget is hereby amended, per the funding template attachment to this ordinance.

**SECTION 4.** 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 5.** 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 6.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 7.** 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 8.** That for the reasons stated in the preamble hereto, which is made a part hereof, this Ordinance is 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 (10) days after passage if the Mayor neither approves nor vetoes this Ordinance.