



Legislation Text

File #: 1724-2011, **Version:** 1

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to modify and increase an engineering services agreement with Pomeroy & Associates, Ltd., for professional engineering services for Clintonville Neighborhood Stormwater System Improvements Project Phase II. This project involves mitigating street and yard flooding at 11 individual sites throughout the Clintonville Area.

The original agreement included preparation of construction documents (plans & specifications), necessary easements and fielding technical questions during construction. Work performed to date includes the preliminary site investigations and information gathering along with the completion of the design report. The consultant has also conducted site surveying at 8 of the 11 sites and has begun plan preparation for those sites.

This modification covers out of scope work, extra work and anticipated work required to complete the project. Work to be performed includes: Field investigations, construction plan surveying, draft and revised construction plans and record plan drawings for the expanded sites. It also includes if authorized items for the design of water line relocations that may be required as part of the storm installation as well as the design of additional ADA curb ramps that may be required.

1.1 Amount of additional funds for Modification I to be expended: \$71,889.24

Original Contract Amount Ord. 0809-2010	\$287,951.30
Modification #1- Current	\$71,889.24
Total (Original + Modification #1)	\$359,840.54

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

Resident questionnaires and field investigations from the original contract revealed data not known at the time of original scope determination. It was determined that 3 of the 11 sites would require additional area to be studied that was outside the original project areas detailed in the scope.

1.3. Reason other procurement processes are not used:

This contract modification is for out of scope services that consist of utilizing work and data already obtained and developed as part of the original contract by the Consultant. Due to this, if the services for the out of scope work were to be bid out, it would result in a higher amount and significantly longer implementation time.

1.4. How cost of modification was determined:

Costs were submitted by the Consultant and reviewed and verified by the City Project Manager.

2. FISCAL IMPACT: This legislation includes a transfer within the Storm B.A.B.s (Build America Bonds) Fund to provide sufficient funding for the project. An amendment to the 2011 Capital Improvements Budget is needed to provide sufficient budget authority.

To authorize the Director of Public Utilities to modify and agreement for professional engineering services with Pomeroy & Associates, Ltd.; for the Division of Sewerage and Drainage; to authorize the transfer of \$71,889.24 within the Storm Build America Bonds Fund; to amend the 2011 Capital Improvements Budget and to authorize the expenditure of \$71,889.24 within the Storm Build America Bonds Fund. (\$71,889.24).

WHEREAS, Contract No. EL010955 was authorized by Ordinance No. 0809-2010, passed June 28, 2010, was executed September 23, 2010, and approved by the City Attorney on September 24, 2010; and

WHEREAS, the Division of Sewerage and Drainage would like to modify and increase the engineering services agreement with Pomeroy & Associates, Ltd. for the Clintonville Neighborhood Stormwater System Improvements Project Phase II.

WHEREAS, it is necessary to authorize the transfer of \$71,889.24 within the Storm B.A.B.s (Build America Bonds) Fund for purposes of providing sufficient funding for the aforementioned project; and

WHEREAS, it is necessary to authorize an amendment to the 2011 Capital Improvements Budget for purposes of

providing sufficient funding and spending authority for the aforementioned project expenditure; and
WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Storm B.A.B.s (Build America Bonds) Fund to mitigate yard, street and structural flooding at 11 separate locations in the Clintonville area; and
WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to modify an agreement for professional engineering services, for the Clintonville Neighborhood Stormwater System Improvements Project Phase II Project, for the preservation of the public health, peace, property, and safety; now therefore.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the City Auditor is hereby authorized to transfer \$71,889.24 within the Storm B.A.B.s (Build America Bonds) Fund, Fund 676, Division of Sewerage and Drainage, Division 60-15, Object Level One 06, Object Level Three 6682, as follows:

TRANSFER FROM:

Project | OCA | Project Name | Amount

610783-100000 | 676783 | Belvidere Ave. Storm System Improvements | \$71,889.24

TRANSFER TO:

Project | OCA | Project Name | Amount

610786 | 685786 | Clintonville Neighborhood Stormwater System Improvements Project Phase II | \$71,889.24

SECTION 2. 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 3. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 4. 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 5. That the Director of Public Utilities be and hereby is authorized to execute an agreement with Pomeroy & Associates, Ltd., 599 Scherers Court, Worthington, Ohio 43085, for the Division of Sewerage and Drainage, for professional engineering services in accordance with the terms and conditions on file in the office of the Division of Sewerage and Drainage.

SECTION 6. That the said engineering firm shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

SECTION 7. That for the purpose of paying the cost of the professional engineering services contract, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows: Division 60-15, Fund 676, Project 610786-100000, Object Level One 06, Object Level Three 6682, OCA Code 685786, Amount \$71,889.24.

SECTION 8. That the 2011 Capital Improvements Budget is hereby amended as follows, to provide sufficient budget authority for the execution of the aforementioned engineering agreement:

Proj. No. | Proj. Name | Current Authority | Revised Authority | (Amount of Change)

610783-100000 | Belvidere Ave. Storm System Improvements | \$120,000 | \$48,110 | (-\$71,890)

610786-100000 | Clintonville Neighborhood Stormwater System Improvements Project Phase II Project | \$0 | \$71,890 | (+\$71,890)

SECTION 9. That this ordinance shall take effect and be in force from and after the earliest date allowed by law.