



## Legislation Text

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**File #:** 1412-2012, **Version:** 1

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### **1. BACKGROUND:**

This legislation authorizes the Director of Public Utilities to enter into a professional services construction administration and construction inspection contract with DLZ Ohio, Inc. for three construction projects: 5<sup>th</sup> Ave Dam Removal and Lower Olentangy River Ecosystem Restoration Project; and a continuation of services for the 2010 General Construction Contract and 2010 Annual Lining Contract. The 5<sup>th</sup> Ave Dam Removal and Lower Olentangy River Ecosystem Restoration Project includes removal of the Fifth Avenue Dam and restoration of the Olentangy River upstream of the dam. The work on the 2010 General Construction Contract and 2010 Annual Lining Contract are still underway and require additional construction administration and inspection services through contract completion.

### **2. CONTRACT COMPLIANCE INFO:** 31-1268980 | ASN | Expires 2/22/13

This company is not debarred according to the Federal Excluded Parties Listing or prohibited from being awarded a contract per the Auditor of State Unresolved Findings for Recovery Certified search.

**3. EMERGENCY DESIGNATION:** Emergency designation **is** requested at this time to maintain construction administration and inspection services while construction services are underway.

**4. FISCAL IMPACT:** This legislation authorizes the Director of Public Utilities to transfer within and expend up to \$950,000 from the Sanitary Sewer General Obligation Bond Fund, Fund 664 for construction administration and construction inspection services for 5<sup>th</sup> Ave Dam Removal and Lower Olentangy River Ecosystem Restoration Project; 2010 General Construction Contract; and 2010 Annual Lining Contract; and to amend the 2012 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a construction administration and inspection services agreement with DLZ Ohio, Inc. for the 5<sup>th</sup> Ave Dam Removal and Lower Olentangy River Ecosystem Restoration Project; and to provide a continuation of services for the 2010 General Construction Contract and the 2010 Annual Lining Contract; to authorize a transfer within and expenditure of up to \$950,000 from the Sanitary Sewer General Obligation Bond Fund; to amend the 2012 Capital Improvements Budget; and to declare an emergency. (\$950,000.00)

**WHEREAS**, the Division of Sewerage and Drainage, Department of Public Utilities, hereby requests this City Council to authorize the Director of Public Utilities to enter into professional services construction administration and construction inspection contract with DLZ, Ohio, Inc. in the amount of \$950,000, and

**WHEREAS**, it is necessary for this Council to authorize the City Auditor to transfer within and expend funds from the Sanitary Sewer General Obligation Bond Fund, Fund 664; and

**WHEREAS**, it is necessary to authorize an amendment to the 2012 Capital Improvements Budget for purposes of providing sufficient budget authority for the project expenditures; 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 professional services construction administration and construction inspection contract with DLZ, Ohio, Inc. for the 5<sup>th</sup> Ave Dam Removal and Lower Olentangy River Ecosystem Restoration Project; and a continuation of services for the 2010 General Construction Contract and the 2010 Annual

Lining Contract; at the earliest practical 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 enter into a professional engineering services agreement with DLZ, Ohio, Inc., 6121 Huntley Road, Columbus, Ohio 43229, that will provide construction administration and inspection services for the 5<sup>th</sup> Ave Dam Removal and Lower Olentangy River Ecosystem Restoration Project; and a continuation of services for the 2010 General Construction Contract and the 2010 Annual Lining Contract; in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

**SECTION 2.** That the City Auditor be and hereby is authorized and directed to transfer up to \$950,000.00 from within the Sanitary Sewer General Obligation Bond Fund | Fund No. 664 | Division 60-05 | Object Level Three 6686:

**From:**

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650033-100000 | Big Walnut Trunk Sewer Sec 6F | 650033 | -\$950,000

**To:**

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650800-100000 | General CA/CI | 664800 | +\$100,000  
664 | 650800-100001 | Lower Olentangy River Ecosystem | 648001 | +\$500,000  
664 | 650800-100002 | 2010 General Construction | 648002 | +\$250,000  
664 | 650800-100003 | 2010 Annual Lining | 648003 | +\$100,000

**SECTION 3.** That the 2012 Capital Improvements budget Ordinance No. 0368-2011 is hereby amended as follows, to provide sufficient budget authority for the project expenditures stated in the ordinance herein.

**Fund No. | Project No. | Proj. Name | Current | Revised | (Change)**

664 | 650033-100000 | Big Walnut Trunk Sewer 6F | \$2,171,298 | \$1,221,298 | -\$950,000  
664 | 650800-100000 | General CA/CI | \$0 | \$100,000 | (+\$100,000)  
664 | 650800-100001 | Lower Olentangy River Ecosystem | \$0 | \$500,000 | (+\$500,000)  
664 | 650800-100002 | 2010 General Construction | \$0 | \$250,000 | (+\$250,000)  
664 | 650800-100003 | 2010 Annual Lining | \$0 | \$100,000 | (+\$100,000)

**SECTION 4.** That the expenditure of \$950,000, or as much thereof as may be needed, be and the same is hereby authorized from the Sanitary Sewer General Obligation Bond Fund, as follows: Obj Lvl Three 6686

**Fund No. | Project No. | Project Name | OCA Code | change**

664 | 650800-100000 | General CACI | 664800 | \$100,000  
664 | 650800-100001 | Lower Olentangy River Ecosystem | 648001 | \$500,000  
664 | 650800-100002 | 2010 General Construction | 648002 | \$250,000  
664 | 650800-100003 | 2010 Annual Lining | 648003 | \$100,000

**SECTION 5.** That the said services shall be performed by DLZ, Ohio, Inc. to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 6.** 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 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 for the reasons stated in the preamble hereto, which is made a part hereof, this ordinance is hereby 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 days after passage if the Mayor neither approves nor vetoes the same.