



## Legislation Details (With Text)

**File #:** 0215-2015      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 1/12/2015      **In control:** Public Utilities Committee

**On agenda:** 2/23/2015      **Final action:**

**Title:** To authorize the Director of Public Utilities to enter into an agreement with Burgess & Niple, Inc. for professional engineering services for the O'Shaughnessy Dam Hydroelectric Facilities - FERC Independent Consultant Inspection Project; for the Division of Water; to authorize a transfer and expenditure up to \$130,000.00 within the Water Build America Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$130,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. ORD 0215-2015 Information, 2. ORD 0215-2015 Sub ID, 3. ORD 0215-2015 Transfers

Date	Ver.	Action By	Action	Result
2/24/2015	1	MAYOR	Signed	
2/23/2015	1	COUNCIL PRESIDENT	Signed	
2/23/2015	1	Columbus City Council	Approved	Pass
2/9/2015	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into an agreement with Burgess & Niple, Inc., for professional engineering services for the O'Shaughnessy Dam Hydroelectric Facilities - FERC Independent Consultant Inspection Project, in an amount up to \$130,000.00, for Division of Water Contract No. 1135.

The purpose of this project is to provide full-service assistance to the City for the investigation, inspection and safety evaluation of the O'Shaughnessy Dam Hydroelectric Project for the Seventh Independent Consultant's Part 12D Safety Inspection, for the Department of Public Utilities, Division of Water (DOW).

As a condition for continued operation in accordance with the Federal Power Act, the DOW must commission periodic inspections of the Project by a qualified Independent Consultant as defined in CFR Title 18, Part 12, Sub-part D. See attached "ORD 0215-2015 Information" form, item number 5 for further detail.

This facility is located outside the corporate limits of the City of Columbus and does not have an associated planning area.

**2. FUTURE CONTRACT MODIFICATION:** During the course of the investigation / inspection the consultant is to report to the DOW the need for any emergency corrective measures. In the event design of corrective measures is required either due to emergency corrective measures or FERC requirements, the City will seek authority from Columbus City Council to modify this contract to perform these services.

**3. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:** The O'Shaughnessy Dam is a significant component in the City of Columbus water supply for the Dublin Road Water Plant. This inspection is a mandated regulatory requirement for continued operation of this facility. The dam is considered "secure infrastructure" by the

Department of Homeland Security and no public input is solicited for this work. The design consultant has committed to collaborate with the City on incorporating elements in the project, where possible, to help meet the goals of the Mayor's Get Green Columbus 2010 initiative.

**4. BID INFORMATION:** The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code Chapter 329 relating to awarding professional service contracts through requests for proposals. The evaluation criteria for this contract included: 1. Proposal Quality, 2. Experience of Team, 3. Ability of Offeror to Perform Expeditiously, 4. Past Performance and 5. Local Workforce.

Three Request for Proposals (RFP's) were received on September 26, 2014 from Burgess & Niple, Tetra Tech, and DLZ Ohio.

An evaluation committee reviewed the proposals and scored them based on the criteria mentioned above. The Department of Public Utilities recommends that the contract be awarded to Burgess & Niple, Inc.

The Contract Compliance Number for Burgess & Niple, Inc. is 31-0885550 (expires 9/12/16, MAJ). Additional information regarding all bidders, description of work, contract time frame and detailed amounts can be found on the attached Information form.

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against Burgess & Niple, Inc.

**5. FISCAL IMPACT:** A transfer of funds within the Water Build America Bonds Fund will be necessary as well as an amendment to the 2014 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement with Burgess & Niple, Inc. for professional engineering services for the O'Shaughnessy Dam Hydroelectric Facilities - FERC Independent Consultant Inspection Project; for the Division of Water; to authorize a transfer and expenditure up to \$130,000.00 within the Water Build America Bonds Fund; and to amend the 2014 Capital Improvements Budget. (\$130,000.00)

**WHEREAS**, three technical proposals for professional engineering services for the O'Shaughnessy Dam Hydroelectric Facilities - FERC Independent Consultant Inspection Project were received on September 26, 2014; and

**WHEREAS**, the Department of Public Utilities recommends that an agreement be awarded to Burgess & Niple, Inc.; and

**WHEREAS**, it is necessary for this Council to authorize a transfer and expenditure of funds within the Water Build America Bonds Fund, for the Division of Water; and

**WHEREAS**, it is necessary to authorize an amendment to the 2014 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

**WHEREAS**, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a professional engineering services agreement for the O'Shaughnessy Dam Hydroelectric Facilities - FERC Independent Consultant Inspection Project; for the preservation of the public health, peace, property and safety;

**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 for the O'Shaughnessy Dam Hydroelectric Facilities - FERC Independent Consultant Inspection Project with Burgess & Niple, Inc., 5085 Reed Road, Columbus, OH 43220, for an expenditure up to \$130,000.00; in

accordance with the terms and conditions of the RFP on file in the Office of the Division of Water.

**SECTION 2.** That the City Auditor is hereby authorized to transfer \$130,000.00 within the Department of Public Utilities, Division of Water, Dept/Div. No. 60-09, Water Build America Bonds Fund, Fund No. 609, Object Level Three 6677, as indicated on attachment ORD 0215-2015 Transfers.

**SECTION 3.** That the 2014 Capital Improvements Budget is hereby amended as indicated on attachment ORD 0215-2015 Transfers.

**SECTION 4.** That an expenditure up to \$130,000.00 is hereby authorized for the O'Shaughnessy Dam Hydroelectric Facilities - FERC Independent Consultant Inspection Project within Dept/Div. 60-09, Water Build America Bonds Fund, Fund No. 609, Project No. 690251-100000 (carryover), OCA 606251, Object Level Three 6677.

**SECTION 5.** 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 6.** 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 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 this Ordinance shall take effect and be in force from and after the earliest period allowed by law.