



## Legislation Details (With Text)

**File #:** 0909-2016      **Version:** 1

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

**File created:** 3/27/2016      **In control:** Public Utilities Committee

**On agenda:** 6/20/2016      **Final action:** 6/22/2016

**Title:** To authorize the Director of Public Utilities to enter into a construction contract with Layne Inliner, LLC for the 2015 Annual Lining Project; to authorize the appropriation and transfer of \$4,613,109.00 from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation (G.O.) Bond Fund and to authorize the expenditure of \$4,613,109.00 from the Sanitary Sewer General Obligation (G.O.) Bond Fund. (\$4,613,109.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 0909-2016 650404.42 Director's Legislation Information, 2. Ord 0909-2016 Bid Tab 2015 Annual Lining Contract 650404-100042, 3. Ord 0909-2016 QFF - 650404-100042, 4. Ord 0909-2016 SWIF 2015 Annual Lining Contract 650404-42 Signed, 5. Ord 0909-2016 Financial Template 2015 Annual Lining Contract

Date	Ver.	Action By	Action	Result
6/22/2016	1	CITY CLERK	Attest	
6/21/2016	1	ACTING MAYOR	Signed	
6/20/2016	1	COUNCIL PRESIDENT	Signed	
6/20/2016	1	Columbus City Council	Approved	Pass
6/6/2016	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a construction contract with Layne Inliner, LLC for the 2015 Annual Lining Project. This project work consists of the rehabilitation of approximately 42,000 LF of 8- thru 20-inch sewers utilizing the Cured-in-Place Pipe (CIPP) process, manhole rehabilitation, and other such work as may be necessary to complete the contract in accordance with the plans and specifications. The project is Citywide.

This contract addresses projects throughout the service area as sewer line issues arise. The Division of Sewerage and Drainage determines the areas that are in need of rehabilitation through video inspection of sewer and stormwater lines.

**2. THE PROJECT TIMELINE:** Work is to be completed within 365 calendar days after the effective date of the Notice to Proceed.

**3. PROCUREMENT:** In accordance with the procedures set forth in the overall provisions of Columbus City Code, Section 329, invitation for Bids were received February 3, 2016 for the 2015 Annual Lining Project. Five (5) competitive bids were received and opened at the Department of Public Utilities', 910 Dublin Road facility. The following bidders submitted bids:

Name	CCCN	Exp. Date	City/State	Status
Layne Inliner, LLC	01-0684682	02/03/18	Hilliard, OH	MAJ
Insituform Technologies LLC	13-3032158	02/24/17	Chesterfield, MO	MAJ

United Survey, Inc.	34-0894532	02/10/17	Cleveland, OH	MAJ
SAK Construction, LLC	20-4193988	Inactive	O'Fallon, MO	MAJ
Inland Water Pollution & Control	20-8630545	Inactive	Detroit, MI	MAJ

The selection process used the Bid Tab and Quality Factor Form evaluation process and was awarded to the lowest responsive, responsible and best bidder. Inland Water Pollution Control had the lowest bid, but was deemed non-responsive because they were not pre-qualified. Therefore based on the submitted bids and the evaluation process, the bid was awarded to Layne Inliner, LLC.

**4. EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.

**5. CONTRACT COMPLIANCE No.:** 01-0684682 | MAJ | 02/03/2018

**6. ENVIRONMENTAL IMPACT:** Project will rehabilitate existing sanitary sewers within the City of Columbus reducing inflow and infiltration to the City's sanitary system. Project will mitigate sanitary sewer overflows to basements and waterways.

**7. FISCAL IMPACT:** This ordinance authorizes the appropriation and transfer of \$4,613,109.00 from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation (G.O.) Bond Fund, Fund 6109; to authorize the creation of sufficient budget authority; to authorize the expenditure of up to \$4,613,109.00 (\$4,612,109.00 for the 2015 Annual Lining plus \$1,000.00 for Prevailing Wage Administration) from the G.O. Bond Fund, Fund 6109. Monies for this contract from the Sanitary Sewer Reserve Fund will be provided from a future Bond Sale via the transfer detailed in this ordinance.

To authorize the Director of Public Utilities to enter into a construction contract with Layne Inliner, LLC for the 2015 Annual Lining Project; to authorize the appropriation and transfer of \$4,613,109.00 from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation (G.O.) Bond Fund and to authorize the expenditure of \$4,613,109.00 from the Sanitary Sewer General Obligation (G.O.) Bond Fund. (\$4,613,109.00)

**WHEREAS**, in accordance with the provisions of Chapter 329 of the Columbus City Codes, five (5) bids for the 2015 Annual Lining Project were received and opened on February 3, 2016 at the offices of the Director of Public Utilities; and

**WHEREAS**, the Division of Sewerage and Drainage's bid tab and quality factor form process was used to determine that the award for the 2015 Annual Lining Project be made to Layne Inliner, LLC; and

**WHEREAS**, 42,000 LF of 8- thru 20-inch utilizing the Cured-in-Place Pipe (CIPP) process, manhole rehabilitation, and other such work as may be necessary to complete the contract; and

**WHEREAS**, it is necessary to transfer \$4,613,109.00 from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation (G.O.) Bond Fund; and

**WHEREAS**, it is necessary to authorize an expenditure of \$4,613,109.00 for the 2015 Annual Lining Project, which includes \$1,000.00 for the administration of Prevailing Wages; and

**WHEREAS**, this transfer should be considered as a temporary funding method; and

**WHEREAS**, the City will sell notes or bonds to fund this project and will reimburse the Sanitary Reserve Fund; and

**WHEREAS**, the aggregated principal amount of obligations which the City will issue to finance this project is presently not expected to exceed \$4,613,109.00; and

**WHEREAS**, the City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations (the "Treasury Regulations") promulgated pursuant to the Internal Revenue Code of 1986, as amended) with respect to the project described in this ordinance (the "Project"); 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 enter into a construction contract with Layne Inliner LLC for the 2015 Annual Lining project, at the earliest practical date and; **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 enter into a construction contract with Layne Inliner, LLC, 4143 Weaver Court, Hilliard, Ohio 43026 for the 2015 Annual Lining Contract 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 from the unappropriated monies in the Sanitary Sewer Reserve Fund No. 6102, Sub-fund 610201, and from all monies estimated to come into said fund from any and all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2016, the sum of \$4,613,109.00 is hereby appropriated to the Division of Sewerage and Drainage.

**SECTION 3.** That the City Auditor is hereby authorized to transfer and appropriate a total \$4,613,109.00 from the Sanitary Sewer Reserve Fund to the Sanitary Sewer General Obligation Bond Fund, Fund 6109, into SWWTP Digestion Process Expansion project, 650404-100042, at such time as deemed necessary by the Auditor, or so much thereof as may be necessary per the account codes in the attachment to this ordinance or so much thereof as may be necessary per the account codes in the attachment to this ordinance.

**SECTION 4.** That the Director of Public Utilities be and hereby is authorized to expend up to \$4,613,109.00 from the Sanitary Sewer General Obligation Bond Fund, Fund 6109 | Div. 60-05 | per the account codes in the attachment to this ordinance.

**SECTION 5:** That the said engineering company, Layne Inliner, LLC, shall perform the work 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 upon obtaining other funds for the purpose of funding sanitary sewer system capital improvement work, the City Auditor is hereby authorized to repay the Sanitary Sewer Reserve Fund the amount transferred above (Section 3), and said funds are hereby deemed appropriated for such purposes.

**SECTION 10.** That the City intends that this Ordinance constitute an "official intent" for purposes of Section 1.150-2(e) of the Treasury Regulations, and that the City reasonably expects to reimburse itself for certain Original Expenditures incurred with respect to the Project from the proceeds of obligations to be issued by the City in a principal amount currently estimated to be \$4,613,109.00 (the "Obligations").

The City intends to make a reimbursement allocation on its books for the Original Expenditures not later than eighteen months following the later to occur of the date of the Original Expenditure to be reimbursed or the date the Project for

which such Original Expenditures were made is "placed in service" within the meaning of Treasury Regulations Section 1.150-2(c). Upon the issuance of the Obligations, the proceeds of such Obligations shall be used to reimburse Sanitary/Sewer Reserve Fund 6102, which is the fund from which the advance for costs of the Project will be made.

**SECTION 11.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.