



## Legislation Details (With Text)

**File #:** 1167-2018      **Version:** 1

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

**File created:** 4/17/2018      **In control:** Public Utilities Committee

**On agenda:** 6/11/2018      **Final action:** 6/13/2018

**Title:** To authorize the Director of Public Utilities to enter into a construction contract with George J. Igel & Co., Inc. for the Downspout Redirection - Clintonville 1, Weisheimer/Indian Springs Project and Lateral Lining - Clintonville 1, Weisheimer/Indian Springs Project; to authorize the appropriation and transfer of \$3,344,253.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Loan Fund; to authorize the transfer within and the expenditure of up to \$2,284,834.75 Sanitary Sewer General Obligation (G.O.) Bond Fund; for a total combined expenditure of \$5,629,087.75; and to amend the 2018 Capital Improvements Budget. (\$5,629,087.75)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 1167-2018 Director's Legislation Information Sheet - Weisheimer Roof Redirection & Lateral Lining -, 2. Ord 1167-2018 SWIF Downspout Redir & Lateral Lining, 3. Ord 1167-2018 DAX Financial Form 050218

Date	Ver.	Action By	Action	Result
6/13/2018	1	CITY CLERK	Attest	
6/12/2018	1	MAYOR	Signed	
6/11/2018	1	COUNCIL PRESIDENT	Signed	
6/11/2018	1	Columbus City Council	Approved	Pass
6/4/2018	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 George J. Igel & Co., Inc. for the Downspout Redirection - Clintonville 1, Weisheimer/Indian Springs Project and Lateral Lining - Clintonville 1, Weisheimer/Indian Springs Project, C.I.P 650871-110172 & 650872-110172, the work consists of redirecting downspouts from homes to discharge to the street, and lining approximately 451 sanitary service laterals via cured-in-place pipe (CIPP) technology, and other such work as may be necessary to complete the contract, in accordance with the drawings, technical specifications, and City of Columbus Construction and Material Specifications as set forth in this Invitation For Bid (IFB).

This project, Downspout Redirection - Clintonville 1, Weisheimer/Indian Springs Project, is part of a project series known as Roof Redirection - projects. The Downspout Redirect project was advertised and bid under the Downspout name. Please note - going forward these projects will be known as Roof Redirection projects. This will align the names with information utilized in CIP Online.

The Downspout Redirection project is bond funded and the Lateral Lining project has been approved for below market-rate loan financing through the Ohio Environmental Protection Agency's Water Pollution Control Loan Fund (WPCLF) which is administered by the Ohio Water Development Authority (OWDA). Ordinance 2778-2017, passed December 4, 2017, authorizes the Director of Public Utilities to enter into a WPCLF Loan for the project. The project's assigned WPCLF Number is CS390274-0271. Upon the loan award, which is expected on June 28, 2018, an OWDA Loan Account number will be assigned.

2. **PROJECT TIMELINE:** the work is to be completed within 365 calendar days after the effective date of the Notice to Proceed.
3. **PROCUREMENT INFORMATION:** The Division advertised for competitive bids for the subject project on the City's Vendor Services website, the City's Bulletin in accordance with the overall provisions of Section 329 of Columbus's City Codes, and the Bid Express website. The Division of Sewerage and Drainage received three (3) bids on April 11, 2018 from the following companies:

<u>Name</u>	<u>C.C. No</u>	<u>Vendor #</u>	<u>Exp. Date</u>	<u>City/State</u>	<u>Status</u>
George J. Igel & Co., Inc.	31-4214570	006024	04/13/19	Cols, Ohio	MAJ
Musson Bros., Inc.	39-0880737	025329	04/04/20	Brookfield, WI	MAJ
Ohio Basement Authority	38-3823702	015314	05/05/19	Cols, Ohio	MAJ

These bids were reviewed and ranked utilizing the Bid Tab and Quality Factor Form process. It was determined that George J. Igel & Co., Inc. was the lowest responsive, responsible, and best bid.

4. **EMERGENCY DESIGNATION:** An emergency designation **is not requested** at this time.
5. **CONTRACT COMPLIANCE NO:** 31-4214570 | MAJ | 04/13/2019 | Vendor #: 006024
6. **ECONOMIC IMPACT:** This project is a Consent Order project and is an improvement identified in the Integrated Plan and 2015 Wet Weather Management Program (WWMP) Update Report. The project is needed to mitigate water in basement events and sanitary sewer overflows to the goal of a 10 year Level of Service (LOS). Public meetings were conducted to solicit public input regarding the project, and descriptions of the work associated with this project were included on the City of Columbus website.
7. **FISCAL IMPACT:** This project will have bond funding and OWDA loan funding. This ordinance authorizes the appropriation and transfer of \$3,344,253.00 from the Sanitary Sewer Reserve Fund 6102 to the Ohio Water Development (OWDA) Loan Fund 6111; it authorizes the transfer within and the expenditure of up to \$2,284,834.75 Sanitary Sewer General Obligation (G.O.) Bond Fund, Fund 6109 for a total combined expenditure of \$5,629,087.75; and amends the 2018 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into a construction contract with George J. Igel & Co., Inc. for the Downspout Redirection - Clintonville 1, Weisheimer/Indian Springs Project and Lateral Lining - Clintonville 1, Weisheimer/Indian Springs Project; to authorize the appropriation and transfer of \$3,344,253.00 from the Sanitary Sewer Reserve Fund to the Ohio Water Development Loan Fund; to authorize the transfer within and the expenditure of up to \$2,284,834.75 Sanitary Sewer General Obligation (G.O.) Bond Fund; for a total combined expenditure of \$5,629,087.75; and to amend the 2018 Capital Improvements Budget. (\$5,629,087.75)

**WHEREAS,** it is necessary to authorize the Director of Public Utilities to enter into a construction contract with the George J. Igel & Co., Inc. for the Downspout Redirection - Clintonville 1, Weisheimer/Indian Springs Project, C.I.P 650871-110172 and Lateral Lining - Clintonville 1, Weisheimer/Indian Springs Project, C.I.P 650872-110172; and

**WHEREAS,** the work consists of redirecting downspouts from homes to discharge to the street, and lining approximately 451 sanitary service laterals via cured-in-place pipe (CIPP) technology; and

**WHEREAS,** the Downspout Redirection projects will be known as Roof Redirection projects going forward; and

**WHEREAS,** three (3) competitive bids were received and opened by the Department of Public Utilities in accordance with the overall provisions of Section 329 of the Columbus City Code; and

**WHEREAS**, it was determined that the George J. Igel & Co., Inc. submitted the lowest, best, and most responsive bid; and

**WHEREAS**, it is necessary to authorize the transfer within and the expenditure of up to \$2,284,834.75 from the Sanitary Sewer General Obligation (G.O.) Bond Fund 6109; and

**WHEREAS**, it is necessary to amend the 2018 Capital Improvements Budget for purposes of providing sufficient funding and expenditure authority for the aforementioned project expenditures; and

**WHEREAS**, the Ohio Water Development Authority (OWDA) will approve an Ohio EPA WPCLF loan agreement with the City of Columbus on June 28, 2018 in the amount of \$3,344,253.00 to provide financing for the above listed project with eligible costs including the construction contract and contingency; and

**WHEREAS**, it is necessary to both appropriate funds from the Sewer System Reserve Fund 6102, and to authorize the transfer of said funds to the OWDA Loan Fund 6111 in order to temporarily fund the loan portion of this project expenditure until the City receives the loan proceeds for the above stated purpose and reimburse the Sewer System Reserve Fund; and

**WHEREAS**, it is necessary to authorize the expenditure of up to \$3,344,253.00 from the Ohio Water Development (OWDA) Loan Fund 6111; and

**WHEREAS**, the aggregate principal amount of obligations which the City will issue to finance this project will not exceed \$3,344,253.00; and

**WHEREAS**, the total expenditure for both funding sources shall not exceed \$5,629,087.75; 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 Department of Public Utilities to authorize the Director to enter into a construction contract with the George J. Igel & Co., Inc. for the Downspout Redirection - Clintonville 1, Weisheimer/Indian Springs Project, C.I.P 650871-110172 and Lateral Lining - Clintonville 1, Weisheimer/Indian Springs Project, C.I.P 650872-110172 at the earliest practical date for the preservation of the public health and safety; **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 George J. Igel & Co., Inc. 2040 Alum Creek Drive, Columbus, Ohio 43207 for the Downspout Redirection - Clintonville 1, Weisheimer/Indian Springs Project, C.I.P 650871-110172 and Lateral Lining - Clintonville 1, Weisheimer/Indian Springs Project, C.I.P 650872-110172 in accordance with the terms and conditions on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That from the unappropriated monies 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 ended December 31, 2018, the sum of \$3,344,253.00 is appropriated in Fund 6102, per the account codes in the DAX Financial attachment to this ordinance.

**SECTION 3.** That the transfer of \$3,344,253.00 or so much thereof as may be needed, is hereby authorized between the Sanitary Sewer Reserve Fund 6102 and OWDA Loan Fund 6111 per the accounting codes in the attachment to this ordinance.

**SECTION 4.** That the appropriation and expenditure of \$3,344,253.00 or so much thereof as may be needed, is hereby authorized in the Ohio Water Development (OWDA) Loan Fund 6111 per the accounting codes in the attachment to this ordinance.

**SECTION 5.** That the City Auditor is hereby authorized to transfer \$2,284,834.75 within the Sanitary Sewer General Obligation Bond Fund 6109, per the account codes in the attachment to this ordinance.

**SECTION 6.** That the 2018 Capital Improvements Budget is hereby amended as follows:

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

6109 | 650871-110171 | Downspout Redirection - Clintonville 1 Cooke / Glenmont | \$4,616,025 | \$2,331,190 | (-\$2,284,835)

6109 | 650871-110172 | Downspout Redirection - Clintonville 1 Weisheimer / Indian Springs | \$0 | \$2,284,835 | (+\$2,284,835)

6111 | 650872-110172 | Lateral Lining - Clintonville 1, Weisheimer/Indian Springs Project | \$0 | \$3,344,253 | (+\$3,344,253) Create Authority to Match Expenditure

**SECTION 7.** That the Director is hereby authorized to expend up to \$2,284,834.75 or as much thereof as may be needed from the Sanitary Sewer General Obligation Bond Fund 6109 per the account codes in the attachment to this ordinance.

**SECTION 8.** That the said firm, George J. Igel & Co., Inc., shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

**SECTION 9.** 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 10.** 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 11.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 12.** 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 13.** 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 14.** 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 \$3,344,253.00 (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 15.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

