



## Legislation Details (With Text)

**File #:** 1428-2019      **Version:** 1

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

**File created:** 5/16/2019      **In control:** Public Utilities Committee

**On agenda:** 6/10/2019      **Final action:** 6/14/2019

**Title:** To authorize the Director of Public Utilities to renew an existing engineering agreement with DLZ Ohio, Inc. for the Lower Olentangy Tunnel Phase 1 & 2; to transfer within and expend up to \$5,482,693.30 from the Sanitary Sewer General Obligation (G.O.) Bond Fund; and to amend the 2019 Capital Improvements Budget for the Division of Sewerage and Drainage. (\$5,482,693.30)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ord 1428-2019 Director's Legislation Information Sheet (1-23-2019), 2. Ord 1428-2019 DAX Financial Form LOT P 1&2, 3. Ord 1428-2019 SWIF LOT Ph 1&2

Date	Ver.	Action By	Action	Result
6/14/2019	1	CITY CLERK	Attest	
6/12/2019	1	ACTING MAYOR	Signed	
6/10/2019	1	COUNCIL PRESIDENT	Signed	
6/10/2019	1	Columbus City Council	Approved	Pass
6/3/2019	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** This legislation authorizes the Director of Public Utilities to renew (R #2) an existing engineering agreement with DLZ Ohio, Inc. for the Lower Olentangy Tunnel Phase 1 & 2, CIP 650724-100000. The work for this project will include reviewing of existing information, preliminary field investigations, preliminary geotechnical investigation and preliminary design report have been completed under the original contract. A large portion of the detailed design, final geotechnical investigation, survey, and easement preparation were completed under Renewal No. 1. Completion of detailed design, production of specifications and bidding related services will be completed with Renewal No. 2. Future contract modifications will include engineering services during construction.

**Planning Area:** the project is located within the Downtown, Near North/University and the West Olentangy community planning areas.

**Renewal Information:**

**1.1 Amount of additional funds to be expended: \$5,482,693.30**

Original Contract	\$5,488,356.00
Renewal No. 1	\$5,402,729.00
Modification No. 2	<u>\$5,482,693.30</u>
CURRENT PROPOSED TOTAL	\$16,373,778.30

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

This modification was anticipated

**1.3 Reason other procurement processes are not used:**

Substantial information and knowledge has been developed by the consultant through work performed during the first three years of work on this engineering agreement. If the work to be performed under this Renewal was to be bid out separately, tasks already completed would be performed repetitively causing significant delays and incurring additional cost. Also delays would put the City at risk of missing consent order deadlines.

**1.4 How cost of modification was determined:**

A scope of services, consistent with the original proposal and contract, was developed and fee was negotiated between the City and consultant.

**2. PROJECT TIMELINE:** This renewal work is scheduled for completion by the end of 2020

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

**4. CONTRACT COMPLIANCE NO:** 31-1268980 | MBR | 02/28/2020 | Vendor # 004939

**5. ECONOMIC IMPACT:** The project was identified in the Integrated Plan and 2015 Wet Weather Management Plan (WWMP) Update Report which was developed with input from numerous stakeholder groups and submitted to the Ohio EPA. The project will mitigate sewer overflows into the Olentangy River as described in the report. Short term economic impacts will be in terms of the prime and twelve sub consultants work on design of the project.

**6. FISCAL IMPACT:** This ordinance authorizes the transfer within and the expenditure of up to \$5,482,693.30 from the Sanitary Sewer General Obligation (G.O.) Bond fund, Fund 6109. It also authorizes an amendment to the 2019 Capital Improvements Budget for the creation of sufficient authority for this project.

To authorize the Director of Public Utilities to renew an existing engineering agreement with DLZ Ohio, Inc. for the Lower Olentangy Tunnel Phase 1 & 2; to transfer within and expend up to \$5,482,693.30 from the Sanitary Sewer General Obligation (G.O.) Bond Fund; and to amend the 2019 Capital Improvements Budget for the Division of Sewerage and Drainage. (\$5,482,693.30)

**WHEREAS,** it is necessary to authorize the renewal (R #2) of an existing engineering agreement with DLZ Ohio, Inc. for the Lower Olentangy Tunnel Phase 1 & 2, CIP 650724-100000; and

**WHEREAS,** the work for this project will include completion of the detailed design through plan signature, production of project specifications, creation of bidding documents and engineering services during; and

**WHEREAS,** it is necessary to authorize transfer within and the expenditure of up to \$5,482,693.30 from the Sanitary Sewer General Obligation (G.O.) Bond fund, Fund 6109; and

**WHEREAS,** it is necessary to amend the 2019 Capital Improvements Budget for purposes of creating and providing sufficient budget authority for the aforementioned expenditures; and

**WHEREAS,** it has become necessary in the usual daily operation the Division of Sewerage and Drainage, Department of Public Utilities, to authorize the Director of Public Utilities to renew (R #2) an existing engineering agreement with DLZ Ohio, Inc. for the Lower Olentangy Tunnel Phase 1 & 2, CIP 650724-100000 at the earliest practical date; **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 renew (R #2) an existing engineering agreement with DLZ Ohio, Inc., 6121 Huntley Road, Columbus, OH 43231, for the Lower Olentangy Tunnel Phase 1 & 2 Project in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and

Drainage.

**SECTION 2.** That the City Auditor is hereby authorized to transfer within \$5,482,693.30 from the Sanitary Sewer General Obligation (G.O.) Bond Fund 6109, per the account codes in the attachment to this ordinance.

**SECTION 3.** That the Director of Public Utilities is hereby authorized to expend up to \$5,482,693.30 from the Sanitary Sewer General Obligation (G.O.) Bond Fund 6109 per the account codes in the attachment to this ordinance.

**SECTION 4.** That the 2019 Capital Improvements Budget is hereby amended as follows:

**Fund # | Project No. | Project Name | Current Authority | Revised Authority | Change**

6109 | P650871-110173 | Roof Redirection Clintonville 1 Blenheim Glencoe (carryover) | \$6,124,136 | \$641,442 | (-\$5,482,694)

6109 | P650724-100000 | Lower Olentangy Tunnel Ph. 1 & 2 | \$0 | \$5,482,694 | (+\$5,482,694)

**SECTION 5.** That said company, DLZ Ohio, 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 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 the funds necessary to carry out the purpose of this ordinance are hereby appropriated and the City Auditor shall establish such accounting codes as necessary.

**SECTION 10.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.