



## Legislation Details (With Text)

**File #:** 0819-2020      **Version:** 1

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

**File created:** 3/26/2020      **In control:** Public Utilities Committee

**On agenda:** 5/4/2020      **Final action:** 5/7/2020

**Title:** To authorize the Director of Public Utilities to enter into an agreement with Barr Engineering, dba National Engineering and Architecture (NEAS) Inc., for the Ohio State University Area Utility Easement Project; to authorize a transfer within and expenditure of up to \$120,881.83 from the Water G.O. Bond Fund; to authorize a transfer within of up to \$12,885.21 and expenditure of up to \$137,885.21 from the Storm Sewer Bond Fund; to authorize the expenditure of up to \$263,965.62 from the Sanitary G.O. Bond Fund; and to amend the 2019 Capital Improvement Budget. (\$522,732.66)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Schedule 2A.1 Utilization Form\_storm, 2. Schedule 2A.1 Utilization Form\_sanitary, 3. Schedule 2A.1 Utilization Form\_WATER MJC EDIT, 4. Funding Template

Date	Ver.	Action By	Action	Result
5/7/2020	1	CITY CLERK	Attest	
5/6/2020	1	MAYOR	Signed	
5/4/2020	1	COUNCIL PRESIDENT	Signed	
5/4/2020	1	Columbus City Council	Approved	Pass
4/20/2020	1	Columbus City Council	Read for the First Time	

**1. BACKGROUND:** Existing City-owned underground utilities in and around Ohio State University (OSU) areas have been identified for easement review and preparation. These utilities include sanitary sewers, storm sewers, combined sewers, and waterlines. This task will identify utilities that need to have an easement updated/renewed or have a new easement prepared. Utility easements allow for maintenance and operation of existing City-owned utilities.

The project is in the Citywide Community Planning Area #99 as the work area crosses multiple planning areas.

**2. PROCUREMENT:** The Department of Public Utilities advertised a Request for Proposals (RFP's) on the Vendor Services website and Bonfire from November 19, 2019 to December 13, 2019. The city received six (6) responses. All responding proposals were evaluated according to Columbus City Code Chapter 329.

Name	CC No.	Exp. Date	Vendor #	City/State	Status
Carpenter Marty	46-0918246	10/17/2021	008494	Columbus, OH	MAJ
CESO Inc.	31-1229907	12/10/2021	031591	Columbus, OH	MAJ
Dynotec	31-1319961	1/31/2022	005053	Columbus, OH	MBE
E.P. Ferris & Associates	31-1194974	5/8/2021	004823	Columbus, OH	MAJ

NEAS (Barr Eng.)	31-1347309	5/31/2020	005135	Columbus, OH	MBE
Prime CMS	31-0803677	2/11/2022	024771	Columbus, OH	MAJ

3. **SUMMARY OF TASKS:** The City has identified existing City-owned underground utilities located on State of Ohio property, specifically on Ohio State University (OSU) properties, that require new or renewed easements. These utilities include sanitary sewers, storm sewers, combined sewers, and waterlines. These utilities may need to have a new easement prepared, or an existing easement updated/renewed. The new easements require legal descriptions and exhibits. The renewal easements may need new descriptions and exhibits. At the end of the project, the City Attorney's Office will negotiate easement acquisition, prepare the deed of easement, and record easements.
4. **MULTI-YEAR CONTRACT:** The Department anticipates requesting additional future modifications/renewals to this contract.
5. **PROJECT TIMELINE:** It is anticipated that this agreement will be in effect until 2022.
6. **CONTRACT COMPLIANCE:** 31-1347309 | MBE | 5/31/2020 | Vendor#: 005135
7. **EMERGENCY DESIGNATION:** Emergency legislation **is not requested** at this time.
8. **ECONOMIC IMPACT:** Existing City-owned underground utilities in and around Ohio State University (OSU) areas have been identified for easement review and preparation. These utilities include sanitary sewers, storm sewers, combined sewers, and waterlines. This task will identify utilities that need to have an easement updated/renewed or have a new easement prepared. Utility easements allow for maintenance and operation of existing City-owned utilities.
9. **FISCAL IMPACT:** A transfer within and an expenditure of up to \$120,881.83 within the Water General Obligation Bond Fund 6006 is needed; a transfer of \$12,885.21 and an expenditure of up to \$137,885.21 within the Storm Sewer Bond Fund 6204 is needed; an expenditure of up to \$263,965.62 from the Sanitary General Obligation Bond Fund 6109; an amendment to the 2019 Capital Improvement Budget is also needed to align authority for these transfers and expenditures.

To authorize the Director of Public Utilities to enter into an agreement with Barr Engineering, dba National Engineering and Architecture (NEAS) Inc., for the Ohio State University Area Utility Easement Project; to authorize a transfer within and expenditure of up to \$120,881.83 from the Water G.O. Bond Fund; to authorize a transfer within of up to \$12,885.21 and expenditure of up to \$137,885.21 from the Storm Sewer Bond Fund; to authorize the expenditure of up to \$263,965.62 from the Sanitary G.O. Bond Fund; and to amend the 2019 Capital Improvement Budget. (\$522,732.66)

**WHEREAS**, the Department of Public Utilities advertised a Request for Proposals for the Ohio State University Area Easements Project; and

**WHEREAS**, Barr Engineering, Inc., dba NEAS, Inc., was selected according to the requirements within Columbus City Code Chapter 329; and

**WHEREAS**, it is necessary to authorize the transfer within and expenditure of up to \$120,881.83 within the Water G.O. Bond Fund 6006; and

**WHEREAS**, it is necessary to authorize the transfer within of \$12,885.21 and expenditure of up to \$137,885.21 within the Storm Sewer Bond Fund 6204; and

**WHEREAS**, it is necessary to authorize the expenditure of up to \$263,965.62 from the Sanitary G.O. Bond Fund 6109; and

**WHEREAS**, it is necessary to amend the 2019 Capital Improvement Budget in order to align the authority with these expenditures; 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 to enter into an agreement with Barr Engineering, dba NEAS, Inc., for the OSU Easements Project, 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 is hereby authorized to enter into a professional agreement with Barr Engineering, dba NEAS, Inc., 2800 Corporate Exchange Dr. Suite 240, Columbus, OH 43231 in accordance with the terms and conditions as shown in the contract on file in the office of the Division of Sewerage and Drainage.

**SECTION 2.** That the transfer within and expenditure of up to \$120,881.83 within the Water G.O. Bond Fund 6006 is authorized per the account codes in the attachment to this ordinance.

**SECTION 3.** That the transfer within of \$12,885.21 and expenditure of up to \$137,885.21 within the Storm Sewer Bond Fund 6204 is authorized per the account codes in the attachment to this ordinance.

**SECTION 4.** That the expenditure of up to \$263,965.62 from the Sanitary G.O. Bond Fund 6109 is authorized per the account codes in the attachment to this ordinance.

**SECTION 5.** That the 2019 Capital Improvement Budget is amended as follows:

<b>Fund</b>	<b>CIP #</b>	<b>Project Name</b>	<b>Current Authority</b>	<b>Revised Authority</b>	<b>Net Change</b>
6204	P611705-100000	FRA-70 Pump Station ST-8 Rehab (Voted 2016)	\$ 35,302	\$22,416	-\$12,886
6204	P611706-100000	OSU Easements Project (Voted 2016)	\$125,000	\$ 137,886	+\$12,886
6006	P690395-100001	2017 ML Valve Repl. (carryover)	\$0	\$134,776	+\$134,776 (establish authority to match cash)
6006	P690395-100001	2017 ML Valve Repl. (carryover)	\$134,776	\$13,894	-\$120,882
6006	P690603-100000	OSU Easements Project (carryover)	\$0	\$120,882	+\$120,882

**SECTION 6.** That said firm, Burr Engineering dba NEAS, Inc. shall conduct the work to the satisfaction of the Director of Public Utilities and the Administrators of the Division of Sewerage and Drainage and Division of Water.

**SECTION 7.** 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 8.** 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 9.** That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

**SECTION 10.** 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 11.** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

