



Legislation Text

File #: 0891-2008, Version: 1

1. **BACKGROUND:**

A. **Need.** This legislation authorizes the Director of Public Utilities to modify the professional engineering services agreement with Malcolm Pirnie, Inc. for the Wastewater Treatment Facilities Upgrade - General Program, for the Division of Sewerage and Drainage.

The contract provides engineering and technical assistance with planning, designing, constructing and operating facilities under the Division's capital improvements program. This contract was initiated in 2003 to provide services for a six (6) year period, and is being funded incrementally. The approximate annual funding by contract modification was planned and was explained in the original contract's legislation. The proposed modification will provide funding for services estimated to be needed through December, 2009. The Malcolm Pirnie, Inc. modification amount requested under this ordinance is \$4,650,000.00. The contract total including this modification is \$21,493,000.00.

The Division has determined that these services cannot be performed by City personnel at this time, and has planned for the procurement of these services on a routine basis. The potential need for this work was foreseen and so stated in the original contract's legislation, and is therefore a planned continuation of the services originally included within the existing contract's scope of service. It is not deemed either feasible or reasonable to suspend work with the entity currently under contract and undertake continuation of these services with another procurement. The cost of the modification is a continuation of the vendor's current pricing structure, as verified by City staff.

B. **Contract Compliance No.:** 132653703 (MAJ) (Expires 04/07/2010)

C. **Emergency Designation:** Emergency designation is not requested.

2. **FISCAL IMPACT:**

This ordinance authorizes the transfer of funds from within the Sanitary Sewer Revenue Bonds Fund and an amendment to the 2008 Capital Improvements Budget for the purpose of covering the project expenditure. There will also be an expenditure from the Water Works Enlargement Voted Bonds Fund.

To authorize the Director of Public Utilities to modify the professional engineering services agreement with Malcolm Pirnie, Inc. for the Wastewater Treatment Facilities Upgrade - General Program; to authorize the transfer of \$2,367,208.00 and the expenditure of \$4,561,736.00 from within the Sanitary Sewer Revenue Bonds Fund; to authorize the expenditure of \$88,264.00 from the Water Works Enlargement Voted Bonds Fund; and to amend the 2008 Capital Improvements Budget, for the Division of Sewerage and Drainage. (\$4,650,000.00).

WHEREAS, Contract No. EL003691 was authorized by Ordinance No. 1653-2003, as passed by Columbus City Council on July 7, 2003 for purposes of authorizing the Director of Public Utilities to enter into a contract for professional engineering services with Malcolm Pirnie, Inc. for the Wastewater Treatment Facilities Upgrade - General Program; and

WHEREAS, the Division of Sewerage and Drainage engineering personnel have determined that it is necessary to modify the subject contract in order to provide the necessary additional engineering services required for this project; and

WHEREAS, it is necessary to authorize the transfer of funds within the Sanitary Sewer Revenue Bonds Fund to provide sufficient

funding for the aforementioned project expenditure; and

WHEREAS, it is necessary to authorize an amendment to the 2008 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditure; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Sanitary Sewer Revenue Bonds Fund; and

WHEREAS, it is necessary for City Council to authorize the expenditure of funds from the Water Works Enlargement Voted Bonds Fund for completion of air studies at division facilities; and

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities is requesting that this Council authorize the Director of Public Utilities to modify the professional engineering services agreement with Malcolm Pirnie, Inc. for Wastewater Treatment Facilities Upgrade - General Program, 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 be, and hereby is, authorized to modify Contract No. EL003691 with Malcolm Pirnie, Inc., 1900 Polaris Parkway, Suite 200, Columbus OH 43240-2020, for the Wastewater Treatment Facilities Upgrade - General Program, in order to provide for additional professional engineering services in accordance with the terms and conditions as shown in the contract modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the City Auditor is hereby authorized to transfer \$2,367,208.00 within the Sanitary Sewer Revenue Bonds Fund, Fund 665; Obj. Lvl. Three 6678; Division of Sewerage and Drainage; Div. 60-05:

FROM:

Proj. No. | Proj. Name | OCA | Amount

650367 | SWWTP Primary and Aeration | 665367 | \$2,367,208.00

TO:

Proj. No. | Proj. Name | OCA | Amount

650360 | WWTF Upgrade - General Program | 665001 | \$2,367,208.00

Section 3. That the 2008 Capital Improvements Budget Ordinance No.0690-2008 is hereby amended as follows, to provide sufficient budget authority for the award of the agreement stated herein.

Project No. | Project Name | Current Authority | Revised Authority | (Change)

650367 | SWWTP Primary and Aeration | \$45,627,824 | \$43,260,616 | (-\$2,367,208)

650360 | WWTF Upgrade - General Program | \$2,194,528 | \$4,561,736 | (+\$2,367,208)

Section 4. That for the purpose of paying the cost of the professional engineering services contract, the expenditure of \$4,561,736.00, or as much thereof as may be needed, is hereby authorized from the Sanitary Sewer Revenue Bonds Fund, Fund No. 665 | Division 60-05 | Project No. 650360 | OCA Code 665001 | Object Level 6678.

Section 5. That for the purpose of paying the cost of the professional engineering services contract, the expenditure of \$88,264.00, or as much thereof as may be needed, is hereby authorized from the Water Works Enlargement Voted Bonds Fund, Fund No. 606 | Division 60-09 | Project No. 690026 | OCA Code 642900 | Object Level 6677.

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 contracted firm shall perform the work to the satisfaction of the Director of Public Utilities and the Administrator of the Division of Sewerage and Drainage.

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