



Legislation Text

File #: 1470-2019, **Version:** 1

1. BACKGROUND: This legislation authorizes the Director of Public Utilities to enter into a professional engineering services agreement with Evans, Mechwart, Hambleton & Tilton (EMH&T) for the Franklinton Area Stormwater System Improvements Project, in an amount up to \$2,528,145.64, for Division of Sewerage & Drainage, Stormwater Section CIP No. 610910-100001.

The City of Columbus Division of Sewerage and Drainage (DOSD) initiated CIP 610910-100001 to develop master planning and detailed design plans for constructing storm sewers and/or detention facilities to improve stormwater system capacity in the Franklinton Area. The goal of this project is to mitigate street and structural flooding caused by insufficient capacity of the Renick Run storm sewer system, south of I-70 and north of Renick Run Pump Station. The project area is bounded on the north by I-670, south by Hart Rd, west by Wheatland Ave. and east by SR-315 and I-71 freeway.

The Community Planning Area: 54 - Franklinton

2. FUTURE MODIFICATION(S): Phase II is anticipated to follow Phase I, Phase I having an anticipated completion date of September 2020.

3. TIMELINE:

Notice To Proceed: June 2019

Phase I Completion: September 2020

Phase II Completion: December 2021

Construction Completion: December 2025

4. ECONOMIC IMPACT/ADVANTAGES; COMMUNITY OUTREACH; PROJECT DEVELOPMENT; ENVIRONMENTAL FACTORS/ADVANTAGES OF PROJECT:

Franklinton Area is one of the Blueprint areas where Green Infrastructures will be constructed along with sanitary inflow/infiltration reduction. The insufficient storm sewer capacity prohibits installation of green infrastructure because of lack of free flow outlets. The Renick Run storm sewer system is also downstream of a Designed Sanitary Relief. Increasing capacity and mitigating street flooding will also mitigate the frequency of combined sewer overflow to the streets. By improving storm sewer capacity, this project will mitigate street flooding and encouraging future re-development in the Franklinton Area.

5. BID INFORMATION: The selection of the firm providing the professional engineering services has been performed in accordance with the procedures set forth in Columbus City Code, Section 329, "Awarding professional service contracts through requests for proposals." The evaluation criteria for this contract included: 1. Proposal Quality

including Demonstrated Understanding of Project, 2. Environmental Considerations, 3. Project Team, 4. Past Performance on Similar Projects, 5. and Local Workforce.

February 22, 2019, the Department received two (2) Request for Proposals (RFP's) from EMH&T and MS Consultants.

An evaluation committee reviewed the proposals and scored them based on the criteria mentioned above. The Department of Public Utilities recommends the agreement be awarded to EMH&T.

The Contract Compliance Number for EMH&T is 31-0685594 (expires 1/19/20, MAJ, DAX #004214).

Searches in the Excluded Party List System (Federal) and the Findings for Recovery list (State) produced no findings against EMH&T.

6. FISCAL IMPACT: A transfer of funds is necessary within the Storm Build America Bond Fund 6201, the Storm Recovery Zone Super Build America Bond Fund 6202, and the Storm Sewer Bond Fund 6204; a transfer of funds from the Storm Water Reserve Fund 6207 to the Storm Sewer Bond Fund 6204 is also necessary; as well as an amendment to the 2019 Capital Improvements Budget.

To authorize the Director of Public Utilities to enter into an agreement with EMH&T for professional engineering services for the Franklinton Area Stormwater System Improvements Project for the Division of Sewerage & Drainage, Stormwater Section; to authorize the appropriation and transfer of funds from the Storm Sewer Reserve Fund to the Storm Sewer Bonds Fund in the amount up to \$1,100,443.74; to authorize an expenditure of up to \$1,100,443.74 from the Storm Sewer Bond Fund; to authorize a transfer and an expenditure in an amount up to \$1,166,774.23 within the Storm Sewer Bonds Fund; to authorize the appropriation, transfer, and expenditure of up to \$150,099.55 from the Storm Build America Bond Fund; to authorize the appropriation, transfer, and expenditure of up to \$110,828.12 from the Storm Recovery Zone Super Build America Bond Fund; and to amend the 2019 Capital Improvements Budget. (\$2,528,145.64)

WHEREAS, two (2) technical proposals for professional engineering services for the Franklinton Area Stormwater System Improvements Project were received on February 22, 2019; and

WHEREAS, the Department of Public Utilities recommends that the agreement be awarded to EMH&T; and

WHEREAS, it is necessary for this Council to authorize transfers and expenditures of up to \$1,427,701.90 within the Storm Sewer Bonds Fund 6204; and

WHEREAS, it is necessary to authorize the appropriation of funds within the Storm Build America Bond Fund 6201, Storm Recovery Zone Super Build America Bond Fund 6202, and the Storm Sewer Bond Fund 6204; and

WHEREAS, it is necessary to authorize the appropriation and transfer of \$1,100,443.74 from the Storm Sewer Reserve Fund 6207 to Storm Sewer Bond Fund 6204; 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 City anticipates incurring certain Original Expenditures (as defined in Section 1.150-2(c) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986, with respect to the construction of the project described in this ordinance; and

WHEREAS, it is necessary to authorize an amendment to the 2018 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditures; and

WHEREAS, it has become necessary in the usual daily operation of the Division of Sewerage & Drainage, Stormwater Section, Department of Public Utilities, to authorize the Director of Public Utilities to enter into a professional engineering services agreement with EMH&T for the Franklinton Area Stormwater System Improvements Project; for the preservation of the public health, peace, property 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 professional engineering services agreement for the Franklinton Area Stormwater System Improvements Project CIP#610910-100001 with EMH&T (FID# 31-0685594), 5500 New Albany Road, Columbus, Ohio 43054; for an expenditure up to \$2,528,145.64; in accordance with the terms and conditions of the agreement on file in the Office of the Division of Sewerage & Drainage, Stormwater Section.

SECTION 2. That the transfer of \$1,166,774.23 or so much thereof as may be needed, is hereby authorized between projects within Storm Sewer Bond Fund 6204, per the account codes in the attachment to this ordinance.

SECTION 3. That from the unappropriated balance of the Stormwater Reserve Fund 6207, 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, 2019, the sum of \$1,100,433.74 is hereby appropriated to the Department of the City Auditor for Transfer per the account codes in the attachment to this ordinance in order to carry out the purpose of this ordinance.

SECTION 4. That the appropriation and transfer of up to \$150,099.55 within the Storm Build America Bond Fund 6201 is authorized per the accounting codes in the attachment to this ordinance.

SECTION 5. That the appropriation and transfer of up to \$110,828.12 within the Storm Recovery Zone Build America Bond Fund 6202 is authorized per the accounting codes in the attachment to this ordinance.

SECTION 6. That the 2019 Capital Improvements Budget is amended per the attachment to this ordinance.

SECTION 7. That an expenditure of \$2,528,145.64 or so much thereof as may be needed, is hereby authorized in Object Class 06 - Capital Outlay, per the accounting codes in the attachment to this ordinance.

SECTION 8. 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 9. 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 10. That the City Auditor is authorized to establish proper project accounting numbers as appropriate.

SECTION 11. 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 12. 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 (referred to in Section 3), and said funds are hereby deemed appropriated for such purposes.

SECTION 13. 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 \$1,100,443.74 (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 the fund from which the advance for costs of the Project will be made.

SECTION 14. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.