



City of Columbus

Legislation Report

Office of City Clerk
90 West Broad Street
Columbus OH 43215-9015
columbuscitycouncil.org

File Number: 0580-2023

30-Day Legislation

File ID: 0580-2023

Type: Ordinance

Status: Passed

Version: 1

***Committee:** Technology Committee

File Name: Department of Technology (DoT), for annual maintenance services contracts w/ Vertiv Corp. for Uninterrupted Power Supply (UPS) Systems, HVAC system and various other equipment.

File Created: 02/14/2023

Final Action: 03/16/2023

Auditor Cert #: ACPO008794

Auditor: When assigned an Auditor Certificate Number I , the City Auditor, hereby certify that there is in the treasury, or anticipate to come into the treasury, and not appropriated for any other purpose, the amount of money specified hereon, to pay the within Ordinance.

Contact Name/No.: Brent Angel (Ext. 5-5740), and Suzanna Gussler (Ext. 5-5890)

Floor Action (Clerk's Office Only)

Mayor's Action

Council Action

Mayor

Date

Date Passed/ Adopted

President of Council

Veto

Date

City Clerk

Title:

To authorize the Director of the Department of Technology to enter into contracts with Vertiv Corporation, for annual maintenance and related services associated with the Uninterrupted Power Supply (UPS) systems in accordance with sole source provisions of Columbus City Code; to waive the competitive bidding provisions of the Columbus City Code; to authorize the Director of the Department of Technology to enter into contract with Vertiv Corporation for heating, cooling and ventilation (HVAC) system and various equipment maintenance; and to authorize the expenditure of \$214,041.61, from the Department of Technology, Information Services Division, Information Services Operating Fund. (\$214,041.61)

Sponsors:

Attachments: 0580-2023 City of Columbus UPS Svc 2023, 0580-2023
City of Columbus HVAC ATS GEN Svc 2023-24,
0580-2023 Sole Source City of Columbus 2023,
0580-2023 Sole Source Form_Vertiv Corp, 0580-2023
Bid Waiver Form, 0580-2023 EXP

Related Files:

History of Legislative File

Ver.	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	Columbus City Council	03/06/2023	Read for the First Time				
1	Columbus City Council	03/13/2023	Approved				Pass
1	COUNCIL PRESIDENT	03/13/2023	Signed				
1	MAYOR	03/15/2023	Signed				
1	ACTING CITY CLERK	03/16/2023	Attest				

ODI: Following the review and approval, when required, the Office of Diversity and Inclusion certifies compliance with Title 39 as of date listed.

City Attorney: Following review and approval, when required, this ordinance has been reviewed by the City Attorney's Office as to its form and legality only.

Explanation

BACKGROUND:

This ordinance authorizes the Director of the Department of Technology to enter into a contract with Vertiv Corporation for maintenance and related services on the City's Uninterrupted Power Supply (UPS) systems. The City entered into an agreement (EL006410) for UPS maintenance services, authorized by ordinance 1160-2006. Last year, the agreement was continued by authority of ordinance 0505-2022, passed March 3, 2022, through purchase order PO325725. Approval of this ordinance will provide UPS maintenance services for the period April 19, 2023 to April 18, 2024, at a total cost of \$89,243.02.

Although maintenance services for the UPS systems are available from other suppliers, Vertiv Corporation is the only factory-authorized service provider for the UPS equipment used at the City's data centers. Where alternate providers of UPS services are required to utilize Liebert technicians, Vertiv Corporation's policy is to bill the end user directly and not the third-party service provider; nor does Vertiv Corporation support third-party organizations with technical back-up or guaranteed parts availability. Given the critical need for reliable UPS systems at the City's data centers, it is in the City's best interests to contract directly with Vertiv Corporation. As such, this ordinance is being submitted in accordance with the provisions of sole source procurement of the City of Columbus Code Chapter 329.

This ordinance will also authorize the Director of the Department of Technology to enter into a contract agreement with Vertiv Corporation for additional equipment; heating, cooling and ventilation (HVAC), Automatic Transfer Switch (ATS), generator maintenance and support services with a coverage term period of 4/19/2023 through 4/18/2024, in the amount of \$74,798.59. Last year, the agreement was authorized under ordinance 0505-2022, passed March 3, 2022, through purchase order PO325729.

As a result of various system and equipment failures/malfunctions at the City's Data Center, the Department of Technology has selected one (1) comprehensive vendor with the expertise to manage all equipment under one (1) umbrella contract. Previously there were five (5) separate vendors/contracts performing routine maintenance and support services which were not cost effective nor efficient. The HVAC, Automatic Transfer Switch (ATS), generators maintenance and support services are interconnected, and all support will now be performed/provided by one (1) vendor under one (1) streamlined contract, increasing efficiency. For the reasons stated, this ordinance requests to waive the competitive bidding provisions in accordance with section 329 of the Columbus City Code to enter into the contract for additional equipment; HVAC, Automatic Transfer Switch (ATS), generator maintenance and support services.

Additionally, this ordinance authorizes funding in the amount of \$50,000.00 for unforeseen circumstances, replacement parts and maintenance services and/or additional travel not covered in the maintenance contract agreements.

The total amount of funding being requested via this ordinance is \$214,041.61.

FISCAL IMPACT:

During fiscal years 2021 and 2022, the amounts of \$203,192.31 and \$199,128.38 were legislated respectively for maintenance support and related services for the Uninterrupted Power Supply (UPS) systems, HVAC system and various other equipment contracts. Funding for the 2023-2024 UPS contract in the amount of \$89,243.02, the 2023-2024 HVAC system and various other equipment contracts in the amount of \$74,798.59, and additional funds in the amount of \$50,000.00, for a grand total funding request of \$214,041.61, which is budgeted and available within the Department of Technology, Information Services Division, Information Services Operating Fund.

CONTRACT COMPLIANCE NUMBER:

Vendor Name: Vertiv Corporation; C.C#/F.I.D#: 31-0715256; Expiration Date:
10/15/2025
(DAX Vendor Acct#: 025728)

Title

To authorize the Director of the Department of Technology to enter into contracts with Vertiv Corporation, for annual maintenance and related services associated with the Uninterrupted Power Supply (UPS) systems in accordance with sole source provisions of Columbus City Code; to waive the competitive bidding provisions of the Columbus City Code; to authorize the Director of the Department of Technology to enter into contract with Vertiv Corporation for heating, cooling and ventilation (HVAC) system and various equipment maintenance; and to authorize the expenditure of \$214,041.61, from the Department of Technology, Information Services Division, Information Services Operating Fund. (\$214,041.61)

Body

WHEREAS, the Department of Technology has a need to enter into a contract with Vertiv Corporation, for annual maintenance and related services associated with the Uninterruptible Power Supply (UPS) systems, utilized by the Department of Technology for the period of 4/19/2023 through 4/18/2024, at a cost of \$89,243.02; and

WHEREAS, although maintenance service for the UPS systems are available from other suppliers, Vertiv Corporation is the only factory authorized service provider for the UPS equipment used at the City's data centers, so given the critical need for reliable UPS systems at the City's data centers, it is in the City's best interests to contract directly with Vertiv Corporation, therefore this ordinance is being submitted in accordance with the provisions of Sole Source procurement of the City of Columbus Code, Chapter 329; and

WHEREAS, this ordinance will also authorize the Director of the Department of Technology to enter into a contract with Vertiv Corporation for maintenance and support services for the HVAC system and various other equipment, with a coverage term period of 4/19/2023 through 4/18/2024, in the amount of \$74,798.59; and

WHEREAS, it is in the City's best interest to waive the competitive bidding provisions of Chapter 329 of the Columbus City Code to enter into the contract for HVAC maintenance and support services; and

WHEREAS, this ordinance authorizes contingency funding in the amount of \$50,000.00 for unforeseen circumstances, replacement parts and maintenance services, and/or additional travel not covered in the maintenance contract agreements; and

WHEREAS, the total amount of funding being requested via this ordinance is \$214,041.61; and

WHEREAS, it has become necessary in the usual daily operation of the Department of Technology to authorize the Director to enter into contracts with Vertiv Corporation in order to provide uninterrupted services associated with the Uninterruptible Power Supply (UPS) systems, maintenance and support services for the heating, cooling and ventilation (HVAC) system and various other equipment utilized at the City's data centers; Now, Therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

SECTION 1. That the Director of the Department of Technology be and is hereby authorized to enter into contracts with Vertiv Corporation, for annual maintenance and related services associated with the Uninterruptible Power Supply (UPS) systems, utilized by the Department of Technology with a coverage period of 4/19/2023 through 4/18/2024, in the amount of \$89,243.02 in accordance with the sole source provisions of Chapter 329 of the Columbus City Code.

SECTION 2. That the Director of the Department of Technology be and is hereby authorized to enter into contract with Vertiv Corporation for additional equipment; the heating, cooling and ventilation (HVAC) system, Automatic Transfer Switch (ATS), Generators and various other equipment with a coverage term period of 4/19/2023 through 4/18/2024, in the amount of \$74,798.59.

SECTION 3. That the Director of the Department of Technology be and is hereby authorized to establish contingency funds in the amount of \$50,000.00 for unforeseen circumstances, replacement parts and maintenance services and/or additional travel not covered in the maintenance agreements. The total amount of funding being requested via this ordinance is \$214,041.61.

SECTION 4. That the expenditure of \$214,041.61, or so much thereof as may be necessary, is hereby authorized to be expended from: **(see attachment 0580-2023 EXP):**

SECTION 5. That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modifications associated with this ordinance.

SECTION 6. 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 7. That this Council finds it in the City's best interest to waive the competitive bidding provisions of the Columbus City Codes Chapter 329 to enter into the contract with Vertiv Corporation for HVAC maintenance and support services.

SECTION 8. That this ordinance shall take effect and be in force from and after the earliest period

allowed by law.

