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**CITY OF COLUMBUS - BID WAIVER INFORMATION FORM  
TO ACCOMPANY LEGISLATION WHICH WAIVES ANY PROVISIONS OF  
COLUMBUS CITY CODES CHAPTER 329  
(PLEASE LIMIT YOUR RESPONSE TO THIS SHEET)**

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1. In accordance with section 329.27 of the Columbus City Code, City Council may determine that the City's best interest is served by waiving the City Code Formal Bid procedures for the following reason(s): (Note that these reasons are all based on time. Currently, formal bid average completion time is 160 calendar days.)

- An unanticipated breakdown created an unplanned, emergency need.
- The item to be purchased is of a perishable nature, the price or availability will perish before the formal bid process can be completed.
- Need to extend an existing contract for one year or more where no provision for extension was included in the original bid/contract.
- Need to increase a contract for additional supplies/services, although the original contract obligations have been fulfilled.
- A new law or regulation requires immediate compliance; there is insufficient time to accomplish formal competitive bidding and satisfy the needs in order to comply.
- Other: There is not enough time to obtain formally advertised, competitive sealed bids to satisfy the needs because: Columbus City Council passed Ordinance number 0423-2006 on March 13, 2006 for the Division of Power and Water to purchase water treatment chemical carbon dioxide from EPCO Carbon Dioxide Products (UL005269). On June 23, 2006 EPCO Carbon Dioxide Products notified the City that they could no longer continue to service the City's carbon dioxide requirements effective immediately. This water treatment chemical is critical to the Division's ability to maintain a safe and clean drinking water supply to the City of Columbus and surrounding communities.

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2. Informal bid procedure used:       Yes       No      Explain:

The Division of Power and Water received the Mayor's permission, from a letter dated June 27, 2006, to immediately purchase carbon dioxide and to work with the Purchasing Office to ensure a competitive process, for this project. The Purchasing Office informally solicited bids from all known suppliers of carbon dioxide. Of the five known suppliers of carbon dioxide Praxair was the lowest, responsive, and responsible bid received. Currently the Purchasing Office is in the process of formally advertising for bids with the intention of having a contract in place by August 1, 2006. The Division of Power and Water would like to enter into a contract with Praxair, for carbon dioxide, in the amount of \$540,000.00, or as much thereof as may be needed, and to waive the provisions of competitive bidding. The Contract Compliance number for Praxair is 06-1249050. They do not have certified MBE/FBE status.

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3. Informal bids received and prices for each:

- BOC - Current involved in summer plant shutdowns, no new customers will be accepted before approx. July 15.
- Airgas - Not able to comply with AWWA B510 specification or provide quantity required.
- Tri-State Carbonic - Not able to comply with AWWA B510 specification or provide quantity required.
- Air Liquide - Air Liquide unable to provide any product until approximately July 10.
- Praxair - Responded Friday afternoon, confirmed at 5:15p.m. Friday that product is available and does meet spec.

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Additional Info:

Praxair product will be \$300.00 / ton. A minimum quantity (approx. 50 days) will be required.

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**4. If lowest bid was not accepted, Explain:**

Lowest bid was accepted.

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**Ordinance No.: 1229-2006**

**Approved By: Authorized Approval on Corresponding Legislative File**

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