
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)

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 189 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: Formal bids were received, however, they were considered on an informal basis.

2. Informal bid procedure used: Yes No **Explain:** Formal bids were received by the Purchasing Office on 2/4/2010. The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06. (Proposal No. SA003485). Two bids were received, Both proposals were rejected by the City as current market conditions prohibit the bidders from complying with the City's specifications in their entirety. Upon approval by the Public Utilities Director, the Purchasing Office informally reconsidered both bids and entered into negotiations with the lowest numeric bidder. These successful negotiations resulted in an agreement in which the City agrees that the vendor will not be responsible for costs incurred by the City in the event of a market shortage.

3. Informal bids received and prices for each: Formal bid, considered on an informal basis, after clarifications is from Pencco, Inc. at \$728.50 / ton:

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