

**Ord No.: 2961-2023**

**Information to be included in all Legislation Modifying Contracts:**

The names of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

Bids were not taken for the original contracts. American Municipal Power, Inc. (AMP, Inc.) is a non-profit organization for state municipalities and, acting as a broker, has contracted, on the City's behalf, for competitive prices through a bidding process.

The location by City and State of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

American Municipal Power, Inc. – Columbus, Ohio

The status, Majority, MBE, FBE, of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

American Municipal Power, Inc. – Non-Profit organization. D365 Vendor #004495 | Federal EIN #on file | Contract compliance expired February 4, 2023.

The name and location of the firm awarded the original contract and the Contract Number.

American Municipal Power, Inc., 1111 Schrock Rd., Suite 100, Columbus, OH 43209 – EL008750 (Master Services Agreement)

A description of work performed to date as part of the contract and a full description of work to be performed during any future phasing of the contract.

To supply wholesale electric power supply and additional ancillary services such as diesel generator maintenance, representation on federal power issues, staff training, and customer development services for the Division of Power. AMP, Inc. is the Division's primary supplier of wholesale electric power.

An updated contract timeline to contract completion.

Contracts will remain open unless terminated in accordance with the terms of the Master Services Agreement, Section 2.1.

A description of any and all modifications to date including the amounts of each modification and the Contract Number associated with any modification to date. (List each modification separately)

Modification # 1 - \$ 1,297,570.00 – EL009193

Modification # 2 - \$ 1,015,830.00 – EL010082  
Modification # 3 - \$ 387,650.00 – EL011413  
Modification # 4 - \$ 385,060.00 – EL012522  
Modification # 5 - \$ 485,000.00 – EL014396  
Modification # 6 - \$32,030,000.00 – EL015342  
Modification # 7 - \$12,150,000.00 – EL016384  
Modification # 8 - \$55,725,000.00 – EL016701  
Modification # 9 - \$46,150,000.00 – PO004721  
Modification #10 - \$ 306,000.00 – PO084665  
Modification #11 - \$ 639,000.00 – PO106950  
Modification #12 - \$ 628,800.00 – PO166939  
Modification #13 - \$ 9,210,000.00 – PO220330  
Modification #14 - \$55,137,000.00 – PO267418  
Modification #15 - \$ 2,273,624.00 – PO308971  
Modification #16 - \$ 57,185,000.00 – PO315516  
Modification #17 - \$ 59,785,000.00 – PO369897  
Modification #18 - \$ 0.00  
Modification #19 - \$ 55,000.00 – PO393586  
Modification #20 - \$1,150,000.00 – Pending

A full description of the work to be performed as part of the proposed contract modification. (Indicating the work to be a logical extension of the contract is not sufficient explanation)

This modification is solely for the purpose of increasing the funding for the purchase of wholesale electric power and associated services. There is no modification to the terms or scope of the contract.

If the contract modification was not anticipated and explained in the original contract legislation a full explanation as to the reasons the work could not have been anticipated is required. (Changed or field conditions is not sufficient explanation. Describe in full the changed conditions that require modification of the contract scope and amount.)

The need for additional funds was known at the time of the initial contract. The Division of Power currently has contracts in place with American Municipal Power, Inc. for the purchase of wholesale electricity and ancillary services. This modification authorizes increases in the amount of the contract to cover needs for 2023 and early 2024 before passage of the budget.

An explanation of why the work to be performed as part of the contract modification cannot be bid out. (Indicating the work to be a logical extension of the contract is not sufficient explanation)

American Municipal Power, Inc. is a non-profit organization for state municipalities and, acting as a broker, has contracted for competitive prices on the City's behalf through a bidding process.

A cost summary to include the original contract amount, the cost of each modification to date (List each modification separately), the cost of the modification being requested in the legislation, the estimated cost of any future known modifications and a total estimate of the contract cost.

Original Contract - \$ 660,000.00 – EL008750  
Modification # 1 - \$ 1,297,570.00 – EL009193  
Modification # 2 - \$ 1,015,830.00 – EL010082  
Modification # 3 - \$ 387,650.00 – EL011413  
Modification # 4 - \$ 385,060.00 – EL012522  
Modification # 5 - \$ 485,000.00 – EL014396  
Modification # 6 - \$32,030,000.00 – EL015342  
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Modification #14 - \$55,137,000.00 – PO267418  
Modification #15 - \$ 2,273,624.00 – PO308971  
Modification #16 - \$ 57,185,000.00 – P0315516  
Modification #17 - \$ 59,785,000.00 – PO369897  
Modification #18 - \$ 0.00  
Modification #19 - \$ 55,000.00 – PO393586  
Modification #20 - \$1,150,000.00 – Pending

Per the terms of the contract, modifications for funding are requested each year based upon annual budget authority authorized by City Council. Occasionally multiple modifications are requested per year if more funding is needed or if another component of the purchase power master services agreement needs modified, such as adding lineman training (Mod. 19) or permitting AMP to use different methods to procure power (Mod. 18).

Note: The Contract should be considered to include any and all work that is anticipated to be awarded to the company awarded the original contract throughout the contract/project timeline. This includes the original contract and any and all future anticipated modifications to the contract to complete the contract/project.